

VICTORIA



VOTES
AND
PROCEEDINGS
OF THE
LEGISLATIVE
ASSEMBLY

SESSION
1991-92

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VICTORIA

VOTES AND PROCEEDINGS

of the

LEGISLATIVE ASSEMBLY

SESSION 1981-82

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VOL.1

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LEGISLATIVE ASSEMBLY OF VICTORIA

THIRD SESSION-FORTY-EIGHTH PARLIAMENT

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Water Supply Commission. <u>See</u> "State Rivers and Water Supply Commission".			
Weekend Trading Hours. <u>See</u> "Petitions".			
Weights and Measures Act 1958 - Statutory Rules	7		
Welfare Programme, Continuation of. <u>See</u> "Petitions".			
Werribee Pre-school Centres. <u>See</u> "Petitions".			
Werribee Transport Centre. <u>See</u> "Transport Centre".			
Western Port. <u>See</u> "State Development Committee" and "Town and Country Planning (Western Port) Bill".			
West Moorabool Water Board Act 1968 - Statutory Rules	7		

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		Volumes 2 to 10 Volume No.	Place No.
Whales. <u>See</u> "Wildlife (Protection of Whales) Bill".			
White, The Honourable Russell Thomas, C.B.F. - Death of			
Motion expressing condolences	2		
Adjournment of the House	3		
Wildlife (Fees) Bill - (<u>From Council - Mr Wood</u>) -			
First reading	35		
Second reading	38-9		
Subsequent proceedings	165,188		
<u>Act No. 9643. Assented to 15 Dec., 1981</u>			
Wildlife (Licences) Bill - (<u>Mr Wood</u>) -			
First reading	23		
Second reading	25-6		
Subsequent proceedings	39,48,57		
<u>Act No. 9578. Assented to 29 Sept., 1981</u>			
Wildlife (Protection of Whales) Bill - (<u>Mr Wood</u>) -			
First reading	113		
Second reading	119		
Subsequent proceedings	204-5,213-4		
<u>Act No. 9694. Assented to 5 Jan., 1982</u>			
Wildlife (Spring Traps) Bill - (<u>Mr Edmunds</u>) -			
First reading	78		
Bill lapsed.			
Women's Refuge Referral Services Funding. <u>See</u> "Petitions".			
Woodchipping in Otways. <u>See</u> "Petitions".			
Workers Compensation Act 1958 - Statutory Rules	7		
Workers Compensation (Actions) Bill - (<u>Mr Ramsay</u>) -			
First reading	133		
Second reading	145		
Subsequent proceedings	183,195, 213-4		
<u>Act No. 9683. Assented to 5 Jan., 1982</u>			
Workers Compensation (Amendment) Bill - (<u>Mr Ramsay</u>) -			
First reading	92		
Second reading	102		
Subsequent proceedings	107,127, 140,148		
<u>Act No. 9613. Assented to 1 Dec., 1981</u>			

	Votes Volume 1 Page	Printed Papers Volumes 2 to 10 Volume Place No. No.
Workers Compensation Board Fund - Statement of		
Accounts		
1978-79	9	
1979-80	9	
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Workers Compensation (Insurers Guarantee and		
 Compensation Supplementation Fund) Bill -		
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Governor's Message recommending appropriation	89	
First reading	90	
Second reading	95	
Subsequent proceedings	126-7,140, 148	
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And see "Divisions in House".		
Works and Services Appropriation Bill - (Mr Thompson)		
Governor's Message recommending appropriation	52	
First reading	52	
Second reading	57	
Subsequent proceedings	98,127-8, 130,136-7, 169,188	
<u>Act No. 9649. Assented to 15 Dec., 1981</u>		
And see "Divisions in House".		
Writs - Issue of and return to Writs	2	
Wrongs (Defamation) Bill - (From Council -		
 Mr Maclellan) -		
First reading	144-5	
Second reading	148-9	
Subsequent proceedings	208-9,213-4	
<u>Act No. 9708. Assented to 5 Jan., 1982</u>		
And see "Divisions in House".		
Wrongs (Public Contracts) Bill - (Mr Thompson) -		
First reading	178	
Second reading	182	
Subsequent proceedings	189,193, 202	
<u>Act No. 9669. Assented to 22 Dec., 1981</u>		
And see "Divisions in House".		

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ZOOLOGICAL Board - Report and Statement of Accounts, 1979-80	106		
Zoological Parks and Gardens Act 1967 - Statutory Rules	7		

SESSION 1981-82

SUMMARY OF PROCEEDINGS ON BILLS

* Bills initiated in the Legislative Assembly during the Session		184
Passed and assented to	146	
Lapsed	36	
Withdrawn	1	
Passed the Legislative Assembly but not the Legislative Council	<u>1</u>	<u> </u>
		184

*Including 43 Bills brought from the Legislative Council, of which 41 were passed and assented to and two of which lapsed.

SFSSION 1981-82

MEMBERS OF THE LEGISLATIVE ASSEMBLY

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

FORTY-EIGHTH PARLIAMENT

THIRD SESSION

8 September 1981 to 26 February 1982

Member	District	Number of Elect- ors on Rolls	Number of Elect- ors who voted	Votes recorded for each Sit- ting Member		
				First Pref- erence Votes	Final Result after Distri- bution	Percen- tage of Electors- who voted.
1	2	3	4	5	6	7
Amos, Derek Godfrey Ian ¹	Morwell	26,878	25,308	14,946	-	94.16
Austin, The Honourable Thomas Leslie ²	Ripon	26,703	25,485	11,738	13,819	95.44
Balfour, The Honourable James Charles Murray ³	Narracan	27,236	25,715	11,023	13,878	94.42
Birrell, Hayden Wilson ⁴	Geelong West	25,968	24,362	11,640	12,092	93.82
Borthwick, The Honourable William Archibald ⁵	Monbulk	30,262	27,951	12,619	14,224	92.36
Brown, Alan John	Western- port	31,323	29,341	9,589	17,172	93.67
Burgin, Cecil William	Polwarth	25,168	24,149	12,751	-	95.95
Cain, John ⁶	Bundoora	31,052	29,308	16,957	-	94.38
Callister, Miss Valerie Joy ⁷	Morwell	27,893	23,706	14,383	-	84.99
Cathie, Ian Robert	Carrum	30,171	28,132	15,198	-	93.24
Chambers, Mrs Joan Heywood	Ballarat South	27,545	26,125	11,671	12,889	94.84

Coghill, Dr. Kenneth Alastair	Werribee	34,550	32,223	17,653	-	93.26
Coleman, Charles Geoffrey	Syndal	29,789	28,004	12,586	13,752	94.01
Collins, Peter Charles	Noble Park	32,386	30,558	14,947	-	94.36
Cox, George Henry	Mitcham	28,827	27,241	11,807	13,512	94.50
Crabb, Steven Marshall	Knox	31,114	29,550	16,187	-	94.97
Crellin, Maxwell Leslie ⁸	Sandring- ham	28,051	26,170	11,638	13,304	93.29
Culpin, John Albert	Glenroy	27,615	26,060	16,695	-	94.37
Dixon, The Honourable Brian James ⁹	St. Kilda	27,012	23,629	10,112	11,312	87.48
Dunstan, The Honourable Roberts Christian D.S.O. ¹⁰	Dromana	31,823	29,375	13,911	14,866	92.31
Ebery, William Thomas ¹¹	Midlands	26,532	24,965	12,069	13,524	94.09
Edmunds, Cyril Thomas ¹²	Ascot Vale	28,098	26,001	16,901	-	92.54
Ernst, Graham Keith	Geelong East	26,575	25,105	11,713	12,702	94.47
Evans, Alexander Thomas ¹³	Ballarat North	27,461	26,048	14,324	-	94.85
Evans, Bruce James ¹⁴	Gippsland East	26,563	24,621	9,807	16,005	92.69
Fogarty, William Francis	Sunshine	29,798	28,238	19,188	-	94.76
Fordham, Robert Clive	Footscray	28,052	25,945	17,010	-	92.49
Gavin, Peter Murray	Coburg	28,773	27,263	11,647	13,072	94.75
Ginifer, John Joseph ¹⁵	Keilor	35,783	33,690	20,648	-	94.15
Hamer, The Honourable Rupert James, F.D. ¹⁶	Kew	29,065	26,516	14,096	-	91.23
Hann, Edward James ¹⁷	Rodney	26,107	24,889	14,226	-	95.33
Hayes, The Honourable Geoffrey Phillip ¹⁸	Wantirna	36,973	34,769	17,840	-	94.04

Hockley, Gordon Stanley, J.P.	Bentleigh	27,913	26,538	12,949	-	95.07
Jasper, Kenneth Stephen	Murray Valley	26,288	24,869	11,936	16,895	94.60
Jolly, Robert Allen	Dandenong	35,979	33,891	16,692	-	94.20
Jona, The Honourable Walter ¹⁹	Hawthorn	27,060	24,154	12,903	-	89.26
Kennett, The Honourable Jeffrey Gibb ²⁰	Burwood	27,458	25,513	13,599	-	92.92
King, Kevin Francis	Springvale	30,402	28,658	12,781	13,980	94.26
Kirkwood, Carl William Dunn	Preston	27,627	25,348	17,295	-	91.75
Lacy, The Honourable Norman Henry ²¹	Warrandyte	32,056	30,095	14,644	16,586	93.88
Lieberman, The Honourable Louis Stuart ²²	Benambra	28,168	26,164	13,382	-	92.89
McArthur, Peter Stewart	Ringwood	30,448	28,655	13,364	15,141	94.11
McCance, Keith Robert	Bennetswood	28,444	26,915	13,220	-	94.62
McClure, Daryl Hedley Robert ²³	Bendigo	27,203	25,899	10,829	13,016	95.21
McGrath, William Desmond	Lowan	25,261	24,051	7,535	11,976	95.21
McInnes, Neil Malcolm	Gippsland South	26,619	24,718	7,293	13,688	92.86
McKellar, Donald Kelso	Portland	25,746	24,569	10,294	14,063	95.43
Mackinnon, Donald James ²⁴	Box Hill	28,836	26,768	12,426	14,035	92.83
Maclellan, The Honourable Robert Roy Cameron ²⁵	Berwick	33,097	30,817	15,942	-	93.11
Mathews, Charles Race Thorson	Oakleigh	28,849	26,905	12,072	13,497	93.26
Miller, Robert Henry	Prahran	26,766	23,607	10,517	11,630	88.20
Patrick, Mrs Jeannette Tweeddale ²⁶	Brighton	27,271	24,920	15,260	-	91.38
Plowman, The Honourable Sidney James ²⁷	Evelyn	32,891	30,505	14,076	15,995	92.75

Ramsay, The Honourable James Halford ²⁸	Balwyn	28,505	26,435	15,206	-	92.74
Remington, Keith Henry	Melbourne	25,415	21,871	12,129	-	86.06
Reynolds, Thomas Carter	Gisborne	32,026	30,156	15,284	-	94.16
Richardson, John Ingles ²⁹	Forest Hill	31,724	29,933	14,745	-	94.35
Roper, Thomas William	Brunswick	28,666	25,738	17,268	-	89.79
Ross-Edwards, Peter	Sheppar- ton	26,880	25,709	12,362	-	95.64
Rowe, Barry John	Essendon	27,594	26,046	12,864	-	94.39
Sibree, Mrs Prudence Anne³⁰	Kew	28,778	20,489	9,877	10,211	71.20
Sidiropoulos, Theodore	Richmond	28,908	25,263	15,495	-	87.39
Simmonds, James Lionel	Reservoir	30,020	28,142	18,129	-	93.74
Simpson, John Hamilton	Niddrie	29,152	27,900	14,701	-	95.71
Skeggs, Bruce Albert Edward ³¹	Ivanhoe	30,459	28,597	13,483	14,902	93.89
Smith, Aurel Vernon ³²	South Barwon	29,031	27,604	15,310	-	95.08
Smith, The Honourable Ian Winton ³³	Warrnam- bool	25,749	24,528	12,258	-	95.26
Spyker, Peter Cornelis	Heath- erton	30,909	28,964	12,897	14,276	93.71
Stirling, Gordon Francis	Williams- town	29,523	27,773	17,612	-	94.07
Tanner, Edgar Miles Ponsonby	Caul- field	27,954	25,088	9,752	13,043	89.75
Templeton, Thomas William, J.P.	Mentone	28,873	26,860	13,491	-	93.03
Thompson, The Honourable Lindsay Hamilton Simpson, C.M.G. ³⁴	Malvern	28,751	25,943	15,167	-	90.23
Toner, Mrs Pauline Therese	Greens- borough	34,703	32,254	15,266	17,091	92.94

Trewin, Thomas Champion ³⁵	Benalla	25,869	24,164	9,991	15,460	93.41
Trezise, Neil Benjamin	Geelong North	28,355	26,612	16,645	-	93.85
Vaughan, Dr. Gerard Marshall	Glen- huntly	26,622	24,776	11,078	12,396	93.07
Walsh, Ronald William	Albert Park	27,902	24,671	14,212	-	88.42
Weideman, The Honourable George Graeme, J.P. ³⁶	Frankston	32,904	30,775	15,706	-	93.53
Whiting, Milton Stanley	Mildura	25,566	24,057	13,033	-	94.10
Wilkes, Frank Noel ³⁷	Northcote	29,338	26,614	17,897	-	90.72
Williams, Morris Thomas	Doncaster	30,473	28,842	15,268	-	94.65
Wilton, John Thomas ³⁸	Broad- meadows	34,979	32,664	21,000	-	93.38
Wood, The Honourable Alan Raymond ³⁹	Swan Hill	25,922	24,763	14,371	-	95.53

NOTES

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

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

1. Mr. D.G.I. Amos, resigned as a Member of Parliament on 27 April 1981.
2. The Hon. T.L. Austin, Minister of Public Works from 16 August 1978 to 23 December 1980; Minister for Property and Services (without salary) from 16 August 1978 to 23 December 1980; Minister of Agriculture from 23 December 1980; Minister of Forests (without salary) from 5 June 1981.
3. The Hon. J.C.M. Balfour, Minister of Water Supply and Minister of Mines (without salary) from 28 April 1964 to 8 July 1964; Commissioner of Crown Lands and Survey and President of the Board of Land and Works from 8 July 1964 to 15 March 1965 (offices abolished 15 March 1965 - See Act No. 7228); Minister of Soldier Settlement (without salary), and Minister for Conservation (without salary) from 8 July 1964 to 9 May 1967; Minister of Lands from 15 March 1965 to 9 May 1967; Minister for Fuel and Power from 9 May 1967 to 31 August 1977, Minister of Mines (without salary from 9 May 1967 to 3 February 1981, Minister for Minerals and Energy and Minister for Fuel and Power (without salary), from 1 September 1977 to 3 February 1981.
4. Mr. H.W. Birrell, one of the Temporary Chairmen of Committees from 13 April 1976.
5. The Hon. W.A. Borthwick, Minister of Water Supply from 9 May 1967 to 11 June 1970; Minister of Lands and Minister for Conservation (without salary) from 11 June 1970 to 24 August 1972; Minister of Soldier Settlement (without salary) from 11 June 1970 to 16 May 1979; Minister for Conservation and Minister of Lands (without salary) from 24 August 1972 to 16 May 1979; Minister of Health from 16 May 1979.
6. Mr. J. Cain, Leader of the Opposition from 8 September 1981.
7. Miss V.J. Callister, elected 27 June 1981 vice Mr. D.G.I. Amos resigned.
8. Mr. M.L. Crellin, one of the Temporary Chairmen of the Committees from 29 May 1979.

9. The Hon. B.J. Dixon, Minister for Youth, Sport and Recreation and Assistant Minister of Education (without salary) from 30 May 1973 to 31 May 1976; Minister for Social Welfare from 31 March 1976 to 13 February 1979; Minister for Youth, Sport and Recreation (without salary) from 31 March 1976 to 3 February 1981; Minister for Community Welfare Services from 13 February 1979 to 16 May 1979; Minister of Housing from 16 May 1979 to 3 February 1981; Minister for Employment and Training (without salary) from 23 December 1980 to 3 February 1981; Minister for Employment and Training, Minister for Youth, Sport and Recreation (without salary) from 3 February 1981.
10. The Hon. R.C. Dunstan, D.S.O., Minister of the Crown from 15 to 22 December 1970; Minister of Water Supply from 22 December 1970 to 22 June 1973; Minister of Public Works (without salary) from 24 August 1972 to 22 June 1973; Minister of Public Works from 22 June 1973 to 10 August 1978; Minister for Property and Services (without salary) from 16 May 1978 to 10 August 1978.
11. Mr. W.T. Ebery, one of the Temporary Chairmen of Committees from 29 May 1979.
12. Mr. C.T. Edmunds, one of the Temporary Chairmen of Committees from 5 September 1972.
13. Mr. A.T. Evans, appointed Chairman of Committees from 29 May 1979.
14. Mr. B.J. Evans, one of the Temporary Chairmen of Committees from 19 June 1973.
15. Mr. J.J. Ginifer, one of the Temporary Chairmen of Committees from 31 August 1971.
16. The Hon. R.J. Hamer, F.D., Minister of Immigration from 4 September 1962 to 8 July 1964; Minister for Local Government from 8 July 1964 to 27 April 1971; Minister of Public Works (without salary) from 9 April to 11 June 1970; Chief Secretary from 27 April 1971 to 24 August 1972; Treasurer (without salary) and Minister of the Arts (without salary) from 24 August 1972 to 16 May 1979; Premier from 24 August 1972 to 5 June 1981; Minister for State Development Decentralization and Tourism (without salary) from 16 May 1979 to 3 February 1981; Minister for Economic Development (without salary) and Minister for State Development Decentralization and Tourism (without salary) from 15 March 1981 to 17 March 1981. Resigned as Member of Parliament on 17 July 1981.
17. Mr E.J. Hann, one of the Temporary Chairmen of Committees from 13 April 1976.
18. The Hon. G.P. Hayes, Minister of Housing and Minister for Planning (without salary) from 31 March 1976 to 16 August 1978.
19. The Hon. W. Jona, Minister of Immigration and Ethnic Affairs and Assistant Minister of Health (without salary) from 31 March 1976 to 16 May 1979; Minister for Community Welfare Services from 16 May 1979.

20. The Hon. J.G. Kennett, Minister without portfolio from 23 December 1980; Minister of Housing from 3 February 1981; Minister of Immigration and Ethnic Affairs (without salary) from 17 February 1981.
21. The Hon. N.H. Lacy, Minister of the Arts and Assistant Minister of Education from 16 May 1979 to 23 December 1980; Minister for the Arts and Minister of Educational Services (without salary) from 23 December 1980.
22. The Hon. L.S. Lieberman, Minister of Planning from 16 May 1979 to 3 February 1981 and Assistant Minister of Health (without salary) from 16 May 1979 to 23 December 1980; Minister for Minerals and Energy, Minister of Mines (without salary) and Minister for Planning (without salary) from 3 February 1981 to 5 June 1981; Minister for Local Government and Minister for Planning (without salary) from 5 June 1981.
23. Mr. D.H.R. McClure, one of the Temporary Chairmen of Committees from 29 May 1979.
24. Mr. D.J. Mackinnon, one of the Temporary Chairmen of Committees from 29 May 1979.
25. The Hon. R.R.C. Maclellan, Minister of Labour and Industry from 31 March 1976 to 18 August 1978; Minister of Consumer Affairs (without salary) from 31 March 1976 to 16 August 1978; Minister of Public Works (without salary) and Minister for Property and Services (without salary) from 10 August 1978 to 16 August 1978; Minister of Transport from 18 August 1978.
26. Mrs J.T. Patrick, one of the Temporary Chairmen of Committees from 29 May 1979.
27. The Hon. S.J. Plowman, Speaker from 29 May 1979.
28. The Hon. J.H. Ramsay, Minister of Consumer Affairs from 16 August to 18 August 1978; Minister of Labour and Industry and Minister of Consumer Affairs (without salary) from 18 August 1978 to 5 June 1981; Minister for Economic Development (without salary) and Minister for State Development, Decentralization and Tourism (without salary) from 25 May 1981 to 5 June 1981; Minister for Economic Development and Minister of Labour and Industry (without salary) from 5 June 1981.
29. Mr. J.I. Richardson, one of the Temporary Chairmen of Committees from 29 May 1979.
30. Mrs P.A. Sibree, elected 15 August 1981 vice The Hon. R.J. Hamer, E.D. resigned.
31. Mr. B.A.E. Skeggs, one of the Temporary Chairmen of Committees from 29 May 1979.
32. Mr. A.V. Smith, one of the Temporary Chairmen of Committees from 13 April 1976.

33. The Hon. I.W. Smith, Minister of Water Supply from 11 June 1970 to 22 December 1970; Minister for Social Welfare from 22 December 1970 to 30 May 1973 and Minister for Youth, Sport and Recreation (without salary) from 24 August 1972 to 30 May 1973; Minister of Agriculture from 30 May 1973 to 23 December 1980; Minister for Economic Development from 23 December 1980 to 15 March 1981 and from 17 March 1981 to 25 May 1981; Minister of State Development Decentralization and Tourism (without salary) from 3 February 1981 to 15 March 1981 and from 17 March 1981 to 25 May 1981.
34. The Hon. L.H.S. Thompson, C.M.G., Minister of the Crown from 16 July 1958 to 26 July 1961; Minister of Housing and Minister of Forests (without salary) from 26 July 1961 to 9 May 1967; Minister of Education from 9 May 1967 to 16 May 1979; Chief Secretary (without salary) from 16 May to 2 September 1980; Minister for Police and Emergency Services (without salary) from 16 May 1979 to 5 June 1981; and Treasurer from 16 May 1979 to 5 June 1981; Premier and Treasurer (without salary) from 5 June 1981.
35. Mr. T.C. Trewin, one of the Temporary Chairmen of Committees from 14 July 1964.
36. The Hon. G.G. Weideman, Minister for Tourism from 5 June 1981 and Minister for State Development, Decentralization and Tourism (without salary) from 5 June 1981 to 1 July 1981.
37. Mr. F.N. Wilkes, Leader of the Opposition from 29 June 1977 to 7 September 1981.
38. Mr. J.T. Wilton, one of the Temporary Chairmen of Committees from 29 May 1979.
39. The Hon. A.R. Wood, Minister of Immigration and Ethnic Affairs from 16 May 1979 to 23 December 1980; Assistant Minister for State Development, Decentralization and Tourism (without salary) from 19 February 1980 to 23 December 1980; Minister of Public Works and Minister for Property and Services (without salary) from 23 December 1980; Minister of Immigration and Ethnic Affairs (without salary) from 23 December 1980 to 17 February 1981.

OFFICERS OF THE LEGISLATIVE ASSEMBLY

Speaker	..	THE HONOURABLE SIDNEY JAMES PLOWMAN, M..P.
Chairman of Committees	..	ALEXANDER THOMAS EVANS, ESQUIRE, M.P.
Clerk of the Legislative Assembly	..	JOHN HAROLD CAMPBELL, ESQUIRE, Dip. Pub. Admin.
Clerk-Assistant		IAN NEIL McCARRON, ESQUIRE.
Second Clerk- Assistant and Clerk of Committees	..	RAYMOND KEITH BOYES, ESQUIRE.
Serjeant-At- Arms	..	JOHN GREGORY LITTLE, ESQUIRE.

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 1, 2, 3 and 4

No. 1—Tuesday, 8 September 1981

- 1 The Legislative Assembly met pursuant to Proclamation of His Excellency the Governor bearing date the twenty-fifth day of August 1981—Mr Speaker took the Chair and read the prayer.

The Proclamation was read by the Clerk, and is as follows:

PROROGUING PARLIAMENT AND FIXING THE TIME FOR
HOLDING THE THIRD SESSION OF THE FORTY-EIGHTH
PARLIAMENT OF VICTORIA

PROCLAMATION

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

Whereas the Parliament of Victoria stands adjourned until such day and hour as may be fixed by the President of the Legislative Council and the Speaker of the Legislative Assembly respectively:

Now, I, the Governor of the State of Victoria, in the Commonwealth of Australia, do by this my Proclamation prorogue the said Parliament of Victoria until Tuesday, 8 September 1981, and I do hereby fix Tuesday, 8 September 1981 aforesaid, at the hour of half-past two o'clock in the afternoon, as the time for the commencement and holding of the next Session of the said Parliament of Victoria, for the despatch of business, in the Parliament Houses, situate in Spring Street, in the City of Melbourne:

And the Honourable the Members of the Legislative Council and the Members of the Legislative Assembly are hereby required to give their attendance at the said time and place accordingly.

Given under my Hand and the Seal of the State of Victoria aforesaid, at Melbourne, this twenty-fifth day of August in the year of our Lord One thousand nine hundred and eighty-one, and in the thirtieth year of the reign of Her Majesty Elizabeth the Second, Queen of Australia.

(L.S.)

HENRY WINNEKE

By His Excellency's Command

L. H. S. THOMPSON

Premier

GOD SAVE THE QUEEN!

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

MR SPEAKER:

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

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

[Mr Speaker resumed the Chair at thirty-five minutes past Four o'clock]

- 3 RESIGNATION OF SEAT—Mr Speaker announced that on 17 July last, he had received the following letter:

State Public Offices
1 Treasury Place
Melbourne, Victoria 3002
17 July 1981

Dear Mr Speaker,

I confirm my verbal intimation to you that I desire to resign as Member for the electoral district of Kew, and I would be obliged if you would accept this letter as my formal resignation as from this date.

Yours sincerely,
R. J. HAMER

The Honourable S. J. Plowman, M.P.,
Speaker,
The Legislative Assembly,
Parliament House,
Spring Street,
Melbourne, Victoria 3002

- 4 ISSUE OF AND RETURN TO WRITS—Mr Speaker announced that on 22 May last, he had issued a Writ for the election of a Member to serve for the Electoral District of Morwell in the place of Derek Godfrey Ian Amos, Esquire, resigned and on the 24 July last, he had issued a Writ for the election of a Member to serve for the Electoral District of Kew in the place of the Honourable Rupert James Hamer, E.D., resigned, and that he had received returns to the said Writs by which it appeared that Miss Valerie Joy Callister had been duly elected for the Electoral District of Morwell, and Mrs. Prudence Anne Sibree had been duly elected for the Electoral District of Kew in pursuance of the said Writs.
- 5 MEMBERS SWORN—Miss Valerie Joy Callister and Mrs Prudence Anne Sibree were then introduced and took and subscribed the Oath required by law.
- 6 DEATH OF THE HONOURABLE REGINALD THOMAS POLLARD—Motion made and question—That this House expresses its sincere sorrow at the death of the Honourable Reginald Thomas Pollard, and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as Member for the Electoral District of Dalhousie from 1924 to 1927 and the Electoral District of Bulla and Dalhousie from 1927 to 1932 and Minister without Portfolio from 1929 to 1932 (*Mr Thompson*)—put, after Honourable Members had addressed the House in support of the motion and, Honourable Members rising in their places to signify their assent, agreed to unanimously.
- 7 DEATH OF THE HONOURABLE RUSSELL THOMAS WHITE, C.B.E.—Motion made and question—That this House expresses its sincere sorrow at the death of the Honourable Russell Thomas White, C.B.E., and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as Member for the Electoral District of Allendale from 1945 to 1955 and the Electoral District of Ballarat North from 1955 to 1960; Minister without Portfolio from 1951 to 1952; and Minister of State Development in 1952 (*Mr Thompson*)—put, after Honourable Members had addressed the House in support of the motion and, Honourable Members rising in their places to signify their assent, agreed to unanimously.

- 8 ADJOURNMENT—Motion made and question—That, as a further mark of respect to the memory of the late Honourable Reginald Thomas Pollard and the late Honourable Russell Thomas White, C.B.E., the House do now adjourn until Eight o'clock this day (*Mr Thompson*)—put, and agreed to.

And then the House, at nineteen minutes past Five o'clock, adjourned until Eight o'clock this day.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 2—Tuesday, 8 September 1981

(EIGHT O'CLOCK)

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair.
- 2 APPRECIATION OF SERVICES OF THE HONOURABLE RUPERT JAMES HAMER, E.D.—
Motion made and question—That this House places on record its appreciation of the distinguished services rendered to the Parliament and the people of Victoria by the Honourable Rupert James Hamer, E.D., as Member of the Legislative Council for the Electoral Province of East Yarra from 21 June, 1958 to 17 March, 1971, as Member of the Legislative Assembly for the Electoral District of Kew from 17 April, 1971 to 17 July, 1981 and as Premier from 23 August, 1972 to 5 June, 1981, in addition to his other important offices as Minister of the Crown during the period 1962 to 1981 (*Mr Thompson*)—put, after debate, and agreed to.
- 3 TEMPORARY CHAIRMAN OF COMMITTEES—The following Warrant, nominating Temporary Chairmen of Committees, was laid upon the Table by Mr Speaker:

VICTORIA

Legislative Assembly

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

Given under my hand this eighth day of September, One thousand nine hundred and eighty-one.

S. J. PLOWMAN
Speaker

4 TEMPORARY RELIEF TO MR SPEAKER AND MR DEPUTY SPEAKER—Motion made and question—That during any absence of Mr Deputy Speaker, Mr Speaker be authorized to call upon any of the Temporary Chairmen of Committees to temporarily relieve him in the Chair and that during any absence of Mr Speaker, Mr Deputy Speaker be similarly authorized to call upon any of the Temporary Chairmen (*Mr Thompson*)—put and agreed to.

5 QUESTIONS—(Pursuant to Standing Order No. 124).

6 PAPERS—Mr Maclellan presented, by command of His Excellency the Governor—Supreme Court Judges—Report for the year 1980.

Ordered to lie on the Table.

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

Dentists Act 1972—

Dental Board—Report and statement of accounts for the year ended 30 September 1980.

Specialist Practitioners Qualification Committee—Report for the year ended 30 September 1980.

Dried Fruits Act 1958—Statement of accounts of the Victorian Dried Fruits Board for the year 1980.

Education Act 1958—

Resumption of land at Frankston—Certificates of the Minister of Education (two papers).

Secondary Teachers Registration Board Regulations 1976—Amendment No. 1.

Educational Institutions (Guarantees) Act 1976—Statement of guarantees executed by the Treasurer in respect of educational institutions for the year 1980–81.

Egg Industry Stabilization Act 1973—Report of the Poultry Farmer Licensing Committee for the year ending 29 February 1980.

Friendly Societies and Benefit Associations—Report of the Government Statist for the year 1978–79—Ordered to be printed.

Geelong Harbour Trust Commissioners—Statement of accounts for the year 1980.

Groundwater Act 1969—Groundwater Investigation Program Reports for the years 1977, 1978 and 1979 (three papers).

Hospitals Superannuation Board—Report for the year 1979–80—Ordered to be printed.

Labour and Industry Department—Report for the year 1980—Ordered to be printed.

Library Council National Museum and Science Museum Building Trustees—Report for the year 1979–80.

Library Council of Victoria—Report for the year 1979–80.

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

Melbourne University—Statement of accounts for the year 1979.

Metropolitan Fire Brigades Board—Report for the year 1979–80.

Motor Car Traders Committee—Report for the year 1980.

National Museum of Victoria Council—Statement of accounts for the year 1979–80.

- Optometrists Registration Board—Report for the period ended 30 June 1980.
- Parliamentary Officers Act 1975—
 Statement of Appointments and Alterations of Classifications—Department of the Legislative Assembly.
 Statement of Persons Temporarily Employed—Department of the Legislative Assembly.
- Police Regulation Act 1958—Determinations Nos. 338 to 344 and 347 of the Police Service Board (eight papers).
- Postal Voting at City of Richmond Councillors' Elections—Order in Council authorizing maximum expenditure of the Board of Inquiry into postal voting at City of Richmond councillors' elections.
- Psychological Practices Act 1965—Report and statement of accounts of the Victorian Psychological Council for the year 1980.
- Public Service Board—Report for the year 1979–80—Ordered to be printed.
- Science Museum of Victoria Council—Statement of accounts for the year 1979–80.
- State Development Committee—Report on the Omeo–Mitta Mitta Road Link—Ordered to be printed.
- Statutory Rules under the following Acts:
- Abattoir and Meat Inspection Act 1973—Nos. 187, 188.
 Adoption of Children Act 1964—Supreme Court Act 1958—No. 253.
 Aerial Spraying Control Act 1966—No. 263.
 Agricultural Colleges Act 1958—No. 194.
 Boilers and Pressure Vessels Act 1970—Nos. 322 to 324.
 Cancer Act 1958—No. 340.
 Chiropractors and Osteopaths Act 1978—Nos. 172, 239.
 Closer Settlement Act 1938—No. 195.
 Community Welfare Services Act 1970—Nos. 266, 335.
 Companies Act 1961—No. 332.
 Coroners Act 1958—No. 201.
 Country Fire Authority Act 1958—Nos. 196 to 199.
 County Court Act 1958—No. 342.
 Dental Technicians Act 1972—Nos. 237, 238.
 Dentists Act 1972—No. 153 (*In lieu of Statutory Rule tabled on 30 April 1981*).
 Dog Act 1970—No. 205.
 Education Act 1958—No. 244.
 Estate Agents Act 1980—Nos. 245 to 250, 274, 308.
 Evidence Act 1958—Nos. 203, 204, 343.
 Explosives Act 1960—No. 295.
 Extractive Industries Act 1966—Nos. 288, 289.
 Farm Produce Merchants and Commission Agents Act 1965—No. 257.
 Films Act 1971—No. 367.
 Fisheries Act 1968—No. 312.
 Forests Act 1958—Nos. 371, 372.
 Friendly Societies Act 1958—No. 344.
 Gas and Fuel Corporation Act 1958—No. 339.
 Groundwater Act 1969—Nos. 240, 301.
 Hairdressers Act 1958—No. 389.
 Health Act 1958—No. 178.
 Industrial and Provident Societies Act 1958—No. 352.
 Industrial Training Act 1975—Nos. 165, 316 to 318, 320, 321.
 Inflammable Liquids Act 1966—No. 296.
 Labour and Industry Act 1958—Nos. 177, 365, 391.

- Land Act 1958—No. 212.
Land Tax Act 1958—No. 220.
Law Reform Act 1973—No. 180.
Legal Profession Practice Act 1958—No. 279.
Lifts and Cranes Act 1967—Nos. 325, 326.
Liquefied Gases Act 1968—No. 297.
Local Government Act 1958—Nos. 276, 285, 300, 360, 361, 363, 375, 376.
Lotteries Gaming and Betting Act 1966—No. 351.
Magistrates' Courts Act 1971, Magistrates (Summary Proceedings) Act 1975, Landlord and Tenant Act 1958, and Acts Interpretation Act 1958—No. 350.
Marine Act 1958—Nos. 176, 213, 214, 216, 222 to 228, 271, 378.
Marketable Securities Act 1970—No. 200.
Marketing of Primary Products Act 1958—Nos. 219, 334.
Melbourne and Metropolitan Board of Works Act 1958—Nos. 229 to 234, 270, 272, 368.
Melbourne Wholesale Fruit and Vegetable Market Trust Act 1977—No. 369.
Metropolitan Fire Brigades Superannuation Act 1976—Nos. 218, 255.
Milk and Dairy Supervision Act 1958—Nos. 262, 310.
Mines Act 1958—Nos. 186, 290 to 293, 298.
Mining Development Act 1958—No. 294.
Motor Boating Act 1961—Nos. 341, 373, 374.
Motor Car Act 1958—Nos. 241, 278, 303, 314, 354.
Mt. Hotham Alpine Resort Act 1972—No. 193.
National Companies and Securities Commission (State Provisions) Act 1981—No. 273.
National Parks Act 1975—Nos. 304, 305.
Nurses Act 1958—No. 254.
Optometrists Registration Act 1958—No. 215.
Parliamentary Committees Act 1968—No. 280.
Parliamentary Salaries and Superannuation Act 1968—No. 283.
Pay-roll Tax Act 1971—No. 179.
Petroleum Act 1958—No. 299.
Pipelines Act 1967—Nos. 286, 287.
Police Regulation Act 1958—Nos. 174, 217, 243, 267, 353, 429.
Portland Harbor Trust Act 1958—No. 309.
Port of Melbourne Authority Act 1958—Nos. 185, 307, 331, 355, 364.
Post-Secondary Education Act 1978—Nos. 190, 209.
Post-Secondary Education Remuneration Tribunal Act 1980—No. 277.
Printers and Newspapers Act 1958—No. 346.
Private Agents Act 1966—No. 242.
Property Law Act 1958—No. 337.
Protection of Animals Act 1966—No. 258.
Public Records Act 1973—Nos. 269, 306.
Public Service Act 1974—Nos. 175, 181 to 184, 235, 236, 379, PSD Nos. 69 to 80, 83, 84, 86 to 91, 93 to 107, 109 to 111, 114, 115, 117, 118.
Public Trustee Act 1958—No. 390.
Public Works Committee Act 1958—No. 282.
Racing Act 1958—No. 275.
Railways Act 1958—Nos. 211, 315, 377.
Recreation Vehicles Act 1973—Motor Car Act 1958—No. 313.
Registration of Births Death and Marriages Act 1959—No. 268.
Religious Successory and Charitable Trusts Act 1958—No. 384.
River Murray Waters Act 1915—No. 382.
Road Traffic Act 1958—Nos. 256, 359.
Rural Finance and Settlement Commission Act 1961—No. 366.

- Sale of Land Act 1962—No. 347.
- Scaffolding Act 1971—Nos. 327 to 329.
- Second-hand Dealers Act 1958—Nos. 189, 202, 206, 208.
- Seeds Act 1971—No. 264.
- Stamps Act 1958—Nos. 338, 356.
- State Development Committee Act 1958—No. 281.
- State Electricity Commission Act 1958—No. 173.
- Stock (Artificial Breeding) Act 1962—Nos. 260, 261.
- Stock Medicines Act 1958—Nos. 259, 357.
- Strata Titles Act 1967—No. 386.
- Sunday Entertainment Act 1967—No. 330.
- Superannuation Benefits Act 1977—No. 311.
- Supreme Court Act 1958—Nos. 251, 252, 348, 349.
- Surveyors Acts 1978—No. 333.
- The Constitution Act Amendment Act 1958—No. 207.
- Town and Country Planning Act 1961—No. 284.
- Transport Regulation Act 1958—Nos. 221, 362.
- Valuation of Land Act 1960—Nos. 191, 336.
- Vegetation and Vine Diseases Act 1958—No. 265.
- Water Act 1958—No. 381.
- Weights and Measures Act 1958—Nos. 210, 370.
- West Moorabool Water Board Act 1968—No. 358.
- Workers Compensation Act 1958—Nos. 302, 319.
- Zoological Parks and Gardens Act 1967—No. 192.
- Swan Hill Pioneer Settlement Authority—Statement of accounts for the year 1979–80.
- Taxation—Analysis of Operations—
 - Land Tax for the Assessment Year 1979.
 - Probate Duty for the year 1979–80.
 - Gift Duty for the year 1979–80.
- Teaching Service Act 1958—
 - Teaching Service—Primary Schools Division (Classification, Salaries and Allowances) Regulations—Regulations amended (Nos. 550, 552, 557, 562) (four papers).
 - Teaching Service—Professional (Classification, Salaries and Allowances) Regulation.
 - Teaching Service—Professional (Classification, Salaries and Allowances) Regulations—Regulations amended (Nos. 560, 561) (two papers).
 - Teaching Service—Secondary Schools Division (Classification, Salaries and Allowances) Regulations—Regulations amended (Nos. 550, 552, 557, 563) (four papers).
 - Teaching Service (Teachers Tribunal) Regulations—Regulations amended (Nos. 548, 549, 554, 555, 565 to 569) (nine papers).
 - Teaching Service—Technical Schools Division (Classification, Salaries and Allowances) Regulations—Regulations amended (Nos. 547, 553, 558, 564) (four papers).
- Town and Country Planning Act 1961—
 - Alexandra—Shire of Alexandra Planning Scheme, Amendment No. 15 (1980).
 - Avoca—Shire of Avoca (Avoca Central Area) Planning Scheme.
 - Bacchus Marsh—Shire of Bacchus Marsh Planning Scheme, Amendment No. 18.
 - Ballarat—
 - City of Ballarat Planning Scheme, Amendment No. 54.
 - Shire of Ballarat Planning Scheme, Amendment No. 8.

- Benalla—
 City of Benalla Planning Scheme, Amendment Nos. 28, 29, 30 (three papers).
 Shire of Benalla Planning Scheme, Amendment No. 14.
- Bungaree—Shire of Bungaree Planning Scheme, Amendment No. 10.
- Camberwell—City of Camberwell Planning Scheme 1954—Amendment No. 53 (1980).
- Cranbourne—
 Cranbourne Planning Scheme 1960—Nos. 36, 37 (1980) (two papers).
 Shire of Cranbourne (Western Port) Planning Scheme, Amendment No. 14 (1980).
- Croydon—City of Croydon Planning Scheme 1961, Amendment No. 106.
- Echuca—City of Echuca Planning Scheme, Amendment No. 48.
- Flinders—Shire of Flinders Planning Scheme 1962, Amendment Nos. 133, 134 (1980); 135 (1981) (three papers).
- Gisborne Shire Planning Scheme, Amendment No. 1.
- Horsham—City of Horsham Planning Scheme 1973, Amendment Nos. 55 (1979), 59 (Part 1), 60, 64 (four papers).
- Kilmore—Shire of Kilmore Planning Scheme 1973, Amendment Nos. 31 (1978), 46 (1980) (two papers).
- Knox—City of Knox Planning Scheme 1965, Amendment Nos. 190 (1977), 199 (1978), 229 (1980) (three papers).
- Korumburra—Shire of Korumburra Planning Scheme, Amendment Nos. 15, 16 (1980) (two papers).
- Lake Glenmaggie Planning Scheme, Amendment No. 3 (1980).
- Lillydale—Shire of Lillydale Planning Scheme 1958, Amendment Nos. 108A, 127 (1980) and 140 (three papers).
- Maldon Planning Scheme, Amendment No. 3.
- Melbourne Metropolitan Planning Scheme, Amendment Nos. 83 (Part 3c), 88 (Part 3), 89, 90 (Part 1d), 104 (Part 5), 113 (Part 2b), 114 (Parts 1c, 2), 120 (Part 4), 131 (Parts 1, 2), 137 (Part 1b), 138 (Part 1), 141 (Part 1A), 152, 162 and 174 (seventeen papers).
- Mildura—City of Mildura Planning Scheme, Amendment No. 11 (1979).
- Moe—City of Moe Planning Scheme 1966, Amendment No. 58.
- Mornington—Shire of Mornington Planning Scheme 1959, Amendment No. 132 (1980).
- Morwell—
 Shire of Morwell Planning Scheme 1977.
 Shire of Morwell Planning Scheme 1977, Amendment Nos. 4 and 5 (1980) (two papers).
- Newham and Woodend—Shire of Newham and Woodend Planning Scheme 1975, Amendment No. 4.
- Ocean Road Planning Scheme (Shire of Otway), Amendment No. 20.
- Phillip Island Planning Scheme, Amendment Nos. 6 (Parts 2, 2A) (two papers).
- Portland—
 Shire of Portland (Heywood Township) Planning Scheme 1969, Amendment Nos. 3 (1980) and 4 (two papers).
 Town of Portland Planning Scheme, Amendment No. 31.
- Rochester—Shire of Rochester (Rochester Township) Planning Scheme, Amendment No. 13.
- Rosedale—Shire of Rosedale Planning Scheme (Part 2), Amendment No. 2 (1979).
- Seymour Planning Scheme, Amendment Nos. 38, 53 (two papers).

- Sherbrooke—Shire of Sherbrooke Planning Scheme 1965, Amendment Nos. 134, 135, 136 (1981) (three papers).
- South Gippsland—Shire of South Gippsland Planning Scheme, Amendment Nos. 49 and 50 (1980) (two papers).
- Stawell—Town of Stawell Planning Scheme 1963, Amendment Nos. 19 (1980) and 21 (two papers).
- Tambo—Shire of Tambo (Lakes Entrance) Planning Scheme, Amendment Nos. 28, 31 and 32 (three papers).
- Traralgon—City of Traralgon Planning Scheme 1957, Amendment Nos. 21, 24, 26 and 27 (1980) (four papers).
- Wangaratta Sub-regional Planning Scheme, Amendment No. 5 (1980).
- Werribee—Shire of Werribee Planning Scheme 1963, Amendment Nos. 70 and 71 (1979).
- Wimmera—Shire of Wimmera (Horsham Boundary) Planning Scheme, Amendment Nos. 4 and 5 (two papers).
- Woorayl—Shire of Woorayl Planning Scheme, Amendment No. 48.
- Yallourn North Planning Scheme, Amendment No. 6.
- Trade Unions—Report of the Government Statist for the year 1980.
- Victoria Law Foundation—Report for the year ended 30 September 1980.
- Victorian Arts Centre Trust—Report for the year 1979–80.
- Workers Compensation Board Fund—Statement of accounts and balance-sheet in respect of the years 1978–79 and 1979–80 (two papers).

- 7 PRIVILEGE BILL—FORESTS (AMENDMENT) BILL—Mr Austin obtained leave, with Mr Thompson, to bring in a Bill “to amend the ‘Forests Act 1958’”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 HIS EXCELLENCY THE GOVERNOR’S SPEECH—Mr Speaker reported that the House had, that day, attended His Excellency the Governor in the Legislative Council Chamber, when His Excellency was pleased to make a Speech to both Houses of Parliament, which speech was as follows:

MR PRESIDENT AND HONOURABLE MEMBERS OF THE LEGISLATIVE COUNCIL:

MR SPEAKER AND MEMBERS OF THE LEGISLATIVE ASSEMBLY:

I have called you together for the 1981 Third Session of the Forty-eighth Parliament of Victoria to consider matters of importance to the people of this State.

Before going on to specific aspects of the Government’s plans and legislative programs for the forthcoming Session, I must regretfully inform you of the recent deaths of the following former Members of this Parliament.

We mourn the death of a former Minister of the Crown:

The Honourable R. T. Pollard.

We also mourn the passing of:

The Honourable A. Todd, a former member of the Legislative Assembly and the Legislative Council and Mr R. F. Pettiona, a former Member of the Legislative Assembly.

At the opening of the Second Session of the Parliament, I referred to the Government’s commitment to the economic development of this State, to the provision of increased employment opportunities and to improvement in the management and performance of government.

The Government remains committed to these objectives and considerable progress has been made towards achieving them.

New Ministries of Economic Development, Employment and Training and Tourism have been created. The Ministry of Housing has begun the implementation of wide ranging new initiatives. The structure of the

Education Department will be reorganised and simplified in the light of the White Paper on Education. The objectives will be to increase efficiency and effectiveness, to provide clear lines of communication and responsibility and to decentralise the decision making process. Other Ministries and departments are also reviewing and revising their objectives and organization structures for greater efficiency.

There are now 24 200 more people employed in Victoria than at this time last year and Victoria's unemployment rate remains one of the lowest in Australia.

Many new development projects have been commenced in recent months, and more will follow in the near future, reflecting a continuing awareness by the private sector of Victoria's abundant resources of energy, skilled labour and industrial infrastructure.

The Government is aware of and deeply concerned about the serious effects of industrial disputes on the economy of this State and indeed the whole country. It has already taken steps to deal with this situation, such as its recent use of the Essential Services Act. The Government reiterates, however, that the co-operation and assistance of all sections of the community must be forthcoming if our full potential for economic growth and development is to be realised.

I turn now to more specific features of the Government's achievements and future initiatives.

Late last year, the Government announced its strategy of "New Directions for the Eighties", with sustained economic growth and increased employment opportunities as the principal objectives.

A Policy Paper presenting details of the strategy was released in March. It provides the framework for Victoria's development for the next decade.

As a vital element in this strategy, the new Ministry for Economic Development has been created to oversee the industrial development of the State in close collaboration with private enterprise. The Victorian Economic Development Corporation has also been established to assist the Ministry in the development and implementation of government policies.

The new Ministry will assist the private sector in its dealings with the whole Government sector and it will take action to eliminate all outmoded and unnecessary restraints which could hamper industrial development.

Another important element in the strategy is the new Ministry for Employment and Training. Its principal objectives are to increase employment opportunities; to provide adequate training and retraining facilities to meet the changing needs of society; to facilitate the introduction of technological innovation and to assist in the alleviation of long-term unemployment.

Improvements in government administration and accountability have continued to receive attention. The work of the Budget Committee of Cabinet was assisted by the establishment of an Economics Committee of Ministers, supported by a Working Party drawn from the public and private sectors. This Committee has examined each major Government agency in depth to determine where economies and improvements in performance may be made, with special attention to areas of duplication, possible transfer of functions to the private sector and appropriate charges for services provided by government. The report of the Committee is being taken into account in the preparation of the 1981-82 Budget.

The Government's Manpower Advisory Committee has maintained strict control of departmental strengths, to such good effect that there was a slight reduction in overall manpower last year despite the introduction of some new agencies and functions.

The Public Bodies Review Committee has continued its examination of the government water industry in Victoria and has produced interim reports on the administration and accountability of the 375 waterworks trusts, sewerage authorities, river improvement trusts and drainage authorities throughout the State.

Turning now to legislation for the forthcoming Session, one of the most important measures will be the introduction of a group of bills directed at the drug problem. This will include new poisons legislation, amendments to the Medical Practitioners Act, the Bail Act and changes to the Alcoholics and Drug Dependent Persons Act.

There will also be several bills concerned with the welfare of the community at large. They include three Credit Bills, a Bill dealing with unincorporated associations and changes in Lotteries legislation.

Legislation will be introduced to implement the Government's decisions with respect to the recommendations of the Board of Review of the Role, Structure and Administration of Local Government in Victoria. The Building Control Bill will be introduced, following receipt of many comments on the original draft. There will also be legislation relating to the pecuniary interests of municipal councillors.

A new Historic Buildings Bill will be introduced, as well as legislation to wind up the Western Port Regional Planning Authority.

The democratic rights of individual members of trade unions will be further strengthened by the introduction of legislation enabling members to call for secret ballots relating to strikes and other industrial action.

Other new legislation will be concerned with—

- The Protection of Historic Shipwrecks, to complement similar Federal legislation.
- Amendment of the Industrial Training Act, to improve the effectiveness and enlarge the scope of the Industrial Training Commission.
- Changes to the Marine Act, to ensure conformity between the Commonwealth and the State in marine matters.
- Improvements to the Government Buildings Advisory Council Act.
- Amendment to the Constitution Act to provide for the delegation of ministerial duties to other Ministers.
- Widening the scope of the Equal Opportunity Act to cover acts of discrimination against the disabled.
- Completing the implementation of the National Companies and Securities Industry Scheme.

Referring now to some individual departmental programs, Education will again be the largest single field of Government expenditure and legislation will be presented to facilitate the departmental reorganization already mentioned.

The second stage of the Special Assistance Program will be introduced as will the first stage of the Physical Education Policy.

Victoria will continue its major role in the establishment of the Australian Children's Television Foundation.

In Health, the emphasis on the provision of services for the mentally retarded will be directed to enabling retarded persons to live with their families where possible or otherwise in residences in the Community.

In Housing, implementation of the New Directions policy of the Ministry, which has already commenced, will be vigorously continued.

Low income families will be given an increased range of housing options.

They will be assisted to achieve home purchase by way of new low interest financing schemes and additional rental accommodation will be provided.

The Housing Commission will no longer build housing estates. Instead, it is purchasing new and existing houses in a wide range of locations for use as rental accommodation.

In Immigration and Ethnic Affairs, the Government will continue to support family reunions and migration of skilled people to Victoria. The Victoria Welcome Group will expand its assistance to new migrants. Additional cultural awareness courses are planned and new community education programs are about to be launched.

The Lands Department is proceeding towards the establishment of a Computer Based Land Information System, which will benefit the business and legal communities, the general public and virtually all government agencies.

This system will provide a register of all land ownership in Victoria on a common basis, which will be accessible eventually to all bodies associated with land use and land tenure in Victoria. The advantages to the whole community will be very significant.

A proposed major amendment to the Melbourne and Metropolitan Planning Scheme has been released for public comment. It is intended to implement the metropolitan strategy of incremental growth endorsed in principle by the Government last year.

The strategy aims to keep Melbourne in step with changing economic conditions and in particular, to encourage the development of a vigorous Central Melbourne and the optimum use of its assets.

The Ministries of Economic Development, Planning and Conservation have established a joint working party of senior officers with the task of facilitating and expediting the consideration by all government agencies of major developmental proposals in the State.

The Government is continuing with its program of upgrading public transport services. Three hundred new suburban rail carriages and fifty-four new country rail carriages are being built at a cost of \$185 million. There will shortly be one hundred and eighty new trams in service in Melbourne.

The next stage of the Melbourne Underground Rail Loop is expected to open in 1982 and the whole project will be completed in 1983.

Major sporting projects scheduled for completion during 1982 include the State Indoor Sports Centre at Olympic Park, Stage 1 of the State Equestrian Centre at Werribee Park, the State Hockey Centre at Royal Park and a new grandstand at Olympic Park.

In rural development, the Government has reaffirmed the emphasis on increased agricultural production set out in the New Directions Strategy.

The overall aim is to increase production by 25 per cent with particular attention to grain, sheep and dairying.

Extension services will be further developed and farmers' access to professional advice and training courses will be improved. The Department of Agriculture's existing programs for the control or eradication of diseases and pests will be expedited. The processing and manufacturing of agricultural products in Victoria will be encouraged in order to generate employment and wealth.

Increased attention will be given to the marketing of agricultural products, both in Australia and overseas. And further extensive work will be carried out on the improved use of soil and water resources and the control of salinity.

The Forests Commission is continuing its program of new plantings, in order to ensure future raw materials for expanding wood product industries in Victoria and other States.

Preparatory work will soon commence for the planting of 4500 hectares of softwoods in 1982, a thirty per cent increase on the normal annual program.

The extensively hot and dry conditions of the 1980-81 irrigation season caused a record demand for irrigation water in most parts of the State and corresponding heavy depletion of storages. However, these have been replenished by heavy winter rains and prospects for high water deliveries in 1981-82 are excellent.

Steady progress has been made on construction of the Tanjil Dam, which provide cooling water for the Loy Yang and Driffield power stations, as well as additional water supplies for other purposes in the Latrobe Valley.

In the field of energy, new installations recently completed or under construction, in Bass Strait, will ensure that crude oil production will be maintained at or close to existing levels through the 1980's. A third gas processing plant at Longford is expected to be completed by mid 1982 and will similarly ensure adequate gas supplies for some years.

Three new consortia are committed to major oil and gas explorations on new permits in Bass Strait, commencing late this year.

Esso/BHP, together with several other explorers, are also committed to substantial off-shore exploration in Bass Strait. In addition, on-shore explorers have discovered quantities of gas near Port Campbell and this will encourage further on-shore exploration.

The momentum of studies on conversion of Victorian brown coals to liquid fuels is increasing rapidly. Several joint studies with groups from Japan, the Federal Republic of Germany and the United States of America are in progress.

The Victorian Solar Energy Council was established early this year and has expanded research and development work already in progress on the efficient use of this important alternative source of renewable energy.

The State Electricity Commission is continuing to plan for the orderly development of power stations to meet the future needs of the State. Evidence has been provided to the Parliamentary Public Works Committee for the proposed new 4000 megawatt power station at Driffield and an Environmental Effects Statement for the Driffield project has been released for public comment.

Economic growth will continue to be a major concern of the Government, so that Victoria can take its rightful place in the development of the nation's resources. Several major development projects, in progress or foreshadowed, indicate that the Government's policies in this area are fruitful.

These projects include—

- The Bass Strait programs already mentioned.
- Major extensions to existing pulp and paper manufacturing facilities in Gippsland.
- Construction of a pilot plant for conversion of coal to oil in the Latrobe Valley, funded by the Japanese Government.
- An aluminium foundry in Melbourne, constructed by a Japanese motor vehicle manufacturer.

- A mini steel mill in Melbourne.
- The Alcoa aluminium smelter at Portland.
- A new gold mining venture at Stawell.

The total capital cost of these projects is estimated to be in the order of \$2500 million.

Many other private sector projects of considerable magnitude are planned, including major hotels, substantial residential developments in and near the central city, large shopping centres and other commercial projects in several parts of Victoria.

In addition, the Port of Melbourne Authority proposes to spend some \$32 million in 1981-82 on new and improved facilities for the berthing of ships and cargo handling, which are of vital importance to the private sector. A further \$28 million will be spent on the World Trade Centre and letting of space in the Centre to Federal and State Government agencies and private organisations is well advanced.

MR SPEAKER AND MEMBERS OF THE LEGISLATIVE ASSEMBLY:

Detailed Estimates of Revenue and Expenditure for the 1981-82 financial year will shortly be submitted for your consideration, together with the Appropriation Bills authorizing expenditure from the Consolidated Fund and the Works and Services Account.

The Government continues to be concerned about the Commonwealth-State arrangements for tax sharing.

The Commonwealth Grants Commission Report on the existing formula for sharing the funds between the States recognized the invidious position in which Victoria had been placed for many years by recommending an increased share to Victoria. Consideration of the Report by the Commonwealth Government has not yet been concluded but the special allocations made to Victoria on an interim basis at the June Premiers' Conference represented a welcome change of approach to Victoria's persistent requests for a more equitable share of money from the tax re-imbusement pool.

However, the Government will continue to argue Victoria's case strongly until it is satisfied that the battle for tax justice for Victorians has been won.

MR PRESIDENT AND HONOURABLE MEMBERS OF THE LEGISLATIVE COUNCIL:

MR SPEAKER AND MEMBERS OF THE LEGISLATIVE ASSEMBLY:

The world economic situation continues to present difficulties to all nations, whether developed or developing. However, Australia continues to have many advantages compared with most countries. Victoria's position within Australia is no less favourable.

The Government's objectives of substantial economic growth and increased employment opportunities, without adverse effects on the quality of life, can be achieved if all sections of the community work productively and work together, if industrial disputation is kept to a minimum and, above all, if there is widespread and continuing confidence in the future of this well endowed and fortunate region—Victoria.

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

8 September 1981

HENRY WINNEKE
Governor of Victoria

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

MAY IT PLEASE YOUR EXCELLENCY:

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

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

Ordered—That the debate be adjourned until tomorrow.

- 10 COMPANY TAKE-OVERS COMMITTEE—Motion made, by leave, and question—That Mr Collins, Mr Crabb, Mr Jasper, Mr McInnes and Mr Miller be Members of the Company Take-overs Committee; and that the Committee have leave to sit on days on which the House does not meet (*Mr Thompson*)—put and agreed to.
- 11 CONSERVATION OF ENERGY RESOURCES COMMITTEE—Motion made, by leave, and question—That—(a) Mr McClure, Mr McGrath, Mr Tanner, Mr Trezise and Mr Wilkes be Members of the Conservation of Energy Resources Committee; and (b) Standing Order No. 208 be suspended so far as to allow the release of evidence and documents by the Committee at its discretion during the course of its investigations into vehicle and engine design (*Mr Thompson*)—put and agreed to.
- 12 HOUSE COMMITTEE—Motion made, by leave, and question—That Mr Crellin, Mr Edmunds, Mr Evans (*Gippsland East*), Mr Hockley and Mr McClure be Members of the House Committee; and that the Committee have leave to sit on days on which the House does not meet (*Mr Thompson*)—put and agreed to.
- 13 LIBRARY COMMITTEE—Motion made, by leave, and question—That Mr Speaker, Mr Evans (*Ballarat North*), Mr Hann, Mr Mathews and Mr Williams be Members of the Library Committee; and that the Committee have leave to sit on days on which the House does not meet (*Mr Thompson*)—put and agreed to.
- 14 PRINTING COMMITTEE—Motion made, by leave, and question—That—(a) Mr Speaker, Dr Coghill, Mr Ebery, Mr Hann, Mr Rowe, Mr Smith (*South Barwon*), Mr Whiting and Mr Williams be Members of the Printing Committee; (b) the Committee have power to send for persons, papers and records and to sit on days on which the House does not meet; (c) three be the quorum; and (d) the Committee have power to confer with the Printing Committee of the Legislative Council and to jointly report thereon to the House (*Mr Thompson*)—put and agreed to.
- 15 PRIVILEGES COMMITTEE—Motion made, by leave, and question—That a Select Committee be appointed to inquire into and report upon complaints of breach of privilege referred to it by the House; such Committee to consist of Mr Dunstan, Mr Evans (*Gippsland East*), Mr Mackinnon, Mr Miller, Mrs

- Patrick, Mr Roper and Mr Templeton; and that the Committee have power to send for persons, papers and records; to sit on days on which the House does not meet and to move from place to place; four to be the quorum (*Mr Thompson*)—put and agreed to.
- 16 PUBLIC ACCOUNTS AND EXPENDITURE REVIEW COMMITTEE—Motion made, by leave, and question—That—(a) Mr Evans (*Gippsland East*), Mr Mackinnon, Mr Mathews, Mr Remington, Mr Richardson, Mr Rowe, Mr Walsh and Mr Williams be Members of the Public Accounts and Expenditure Review Committee; and (b) the Committee have power to—(i) send for persons, papers and records; and (ii) commission any person or persons to investigate and report to the Committee on any aspect of the subject-matter under investigation by the Committee (*Mr Thompson*)—put and agreed to.
- 17 PUBLIC BODIES REVIEW COMMITTEE—Motion made, by leave, and question—That—(a) Mrs Chambers, Mr Crabb, Mr Hann, Mr Jolly, and Mrs Sibree be Members of the Public Bodies Review Committee; (b) the Committee have power to send for persons, papers and records; and (c) Standing Order No. 208 be suspended in respect of the Committee to allow—(i) publication of fair and accurate reports of evidence given by witnesses examined at public hearings; and (ii) the release of evidence, discussion notes and other documents and the publication thereof at the discretion of the Committee (*Mr Thompson*)—put and agreed to.
- 18 STANDING ORDERS COMMITTEE—Motion made, by leave, and question—That a Select Committee be appointed to consider and report upon the Standing Orders of the House, such Committee to consist of Mr Speaker, Mr Birrell, Mr Evans (*Ballarat North*), Mr Fordham, Mr Jasper, Mr Templeton, Mr Whiting and Mr Wilkes; and that the Committee have leave to sit on days on which the House does not meet; five to be the quorum (*Mr Thompson*)—put and agreed to.
- 19 STATUTE LAW REVISION COMMITTEE—Motion made, by leave, and question—That Mr Ebery, Mr Edmunds, Mrs Patrick, Mr Skeggs, Mr Smith (*South Barwon*), Mr Trewin and Mr Wilton be Members of the Statute Law Revision Committee; and that the Committee have power to send for persons, papers and records (*Mr Thompson*)—put and agreed to.
- 20 SUBORDINATE LEGISLATION COMMITTEE—Motion made, by leave, and question—That Mr Birrell, Mr Brown, Mr Jasper, Mr Kirkwood, and Mr Roper be Members of the Subordinate Legislation Committee; and that the Committee have power to send for persons, papers and records (*Mr Thompson*)—put and agreed to.
- 21 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 1)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Constitution Bill.
- 22 CONSTITUTION BILL—Mr Thompson, pursuant to Standing Order No. 169, obtained leave, with Mr Maclellan, to bring in a Bill “to amend the ‘Constitution Act 1975’ with respect to Pensions payable in respect of former Governors of the State and the exercise of Ministerial powers”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 23 ADJOURNMENT—Motion made and question—That the House, at its rising, adjourn until tomorrow at half-past One o’clock (*Mr Maclellan*)—put and agreed to.

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

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 3—Wednesday, 9 September 1981

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

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

3 MINISTERIAL STATEMENT—NEW DIRECTIONS IN LITERACY AND NUMERACY—Mr Lacy made a Ministerial Statement relating to New Directions in Literacy and Numeracy.

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

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

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

4 PETITION—CO-OPERATIVE HOUSING SOCIETY INTEREST RATES—Mr Cathie presented a Petition from certain citizens praying that the House take action to abolish the new system of escalating interest rates on co-operative housing society loans.

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

The Petition was read by the Clerk.

Ordered to lie on the Table.

5 PETITION—INVERLOCH SEWAGE DISPOSAL—Mr McInnes presented a Petition from certain citizens of Victoria praying that the House takes action to provide for the completion of land base means for sewage disposal from the township of Inverloch in accordance with the original plan.

Ordered to lie on the Table.

6 PETITION—MELBOURNE'S WATER CATCHMENTS—Dr Vaughan presented a Petition from certain citizens of Victoria praying that the House takes action to ensure that—(a) no logging shall take place in Melbourne's catchments; (b) the recently created catchments be upgraded to the level of traditional catchments; and (c) control over the catchments be vested in the Melbourne and Metropolitan Board of Works.

Ordered to lie on the Table.

7 PETITION—RETAIL TRADING HOURS—Mr Mathews presented a Petition from certain Members of the Oakleigh and District Chamber of Commerce and certain citizens of Victoria praying that trading hours for retail shops not be increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the Act be properly enforced.

Ordered to lie on the Table.

- 8 PETITION—RETAIL TRADING HOURS—Mr Simmonds presented a Petition from the Meat and Allied Trades Federation of Australia (Victorian Division) and certain citizens of Victoria praying that trading hours for retail shops not be increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the Act be properly enforced.

Ordered to lie on the Table.

- 9 PETITIONS—ABORTION—Mr Hann and Mr Richardson, respectively, presented Petitions from certain citizens praying that legislation be introduced to establish a legal definition to the effect that an unborn child is a life in being and therefore a legal person for the purposes of the law relating to murder or manslaughter.

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

The Petition was read by the Clerk.

Severally ordered to lie on the Table.

- 10 PETITION—KNOX EARLY CHILDHOOD DEVELOPMENT PROGRAMME—Mr Hayes presented a Petition from certain citizens praying that adequate funds be allocated to provide full staffing for the Knox Early Childhood Development Programme to enable existing programmes to continue and that the Health Commission make commitments and payments for recently constructed pre-schools in Knox.

Ordered to lie on the Table.

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

Fairfield Hospital—Report for the year 1980–81.

Parliamentary Officers Act 1975—

Statement of Appointments and Alterations of Classifications—

Department of the Legislative Council.

Department of the Legislative Council and Legislative Assembly House Committee.

Department of the Library.

Department of the Reporting Staff of the Victorian Parliamentary Debates.

Statement of Persons Temporarily Employed—

Department of the Legislative Council.

Department of the Legislative Council and Legislative Assembly House Committee.

Department of the Library.

Department of the Reporting Staff of the Victorian Parliamentary Debates.

Statutory Rules under the following Acts:

Industrial Training Act 1975—No. 380.

Legal Aid Commission Act 1978—No. 383.

Liquor Control Act 1968—No. 397.

Local Government Act 1958—No. 392.

Melbourne Wholesale Fruit and Vegetable Market Trust Act 1977—No. 387.

Public Service Act 1974—PSD Nos. 108, 112, 116, 119.

Status of Children Act 1974—No. 388.

Transfer of Land Act 1958—No. 385.

Teaching Service Act 1958—Teaching Service (Teachers Tribunal) Regulations—Regulations amended (No. 570).

12 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 2)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Melbourne and Metropolitan Tramways (Borrowing Powers) Bill.

13 MELBOURNE AND METROPOLITAN TRAMWAYS (BORROWING POWERS) BILL—Mr Maclellan, pursuant to Standing Order No. 169, obtained leave, with Mr Thompson, to bring in a Bill "*to increase the limit of the Borrowing Powers of the Melbourne and Metropolitan Tramways Board*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

14 SESSIONAL ORDERS—Motion made and question—That—

1 Unless otherwise ordered, the House shall meet on Tuesdays, Wednesdays and Thursdays, Mr Speaker to take the Chair at 4 p.m., 2 p.m. and 11 a.m. respectively.

2 During the present Session, Government Business shall take precedence of all other business (including motions pursuant to Standing Order No. 26 which is hereby to the necessary extent suspended) each Tuesday, Wednesday and Friday.

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

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

4 Upon such interruption of business:

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

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

5 Any business under discussion and not disposed of at the time of the adjournment shall be set down on the Notice Paper for the next sitting and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech—

—(Mr Maclellan)—after debate, put.

The House divided.

AYES, 39

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

NOES, 38

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

And so it was resolved in the affirmative.

- 15 INDUSTRIAL RELATIONS (SECRET BALLOTS) BILL—Motion made and question—That Mr Ramsay and Mr Maclellan have leave to bring in a Bill “to amend the *Industrial Relations Act 1979* to make Provision for the Conduct of Secret Ballots with respect to Industrial Disputes” (Mr Ramsay)—put.

The House divided.

AYES, 46

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

NOES, 31

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

And so it was resolved in the affirmative.

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

The House divided.

AYES, 46

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

NOES, 31

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

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

Motion made and question—That the Bill be printed (*Mr Ramsay*)—put.

The House divided.

AYES, 46

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

NOES, 31

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

And so it was resolved in the affirmative.

Motion made and question—That the Bill be read a second time tomorrow (*Mr Ramsay*)—put.

The House divided.

AYES, 46

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

NOES, 31

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

And so it was resolved in the affirmative.

- 16 HISTORIC BUILDINGS BILL—Mr Lieberman obtained leave, with Mr Wood, to bring in a Bill “to consolidate and amend the law with respect to the Preservation of Buildings, Works and Objects of historic or architectural Importance or Interest, to amend the ‘Town and Country Planning Act 1961’ and the ‘Local Government Act 1958’, and for other purposes”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 17 GOVERNMENT BUILDINGS ADVISORY COUNCIL (AMENDMENT) BILL—Mr Wood obtained leave, with Mr Lieberman, to bring in a Bill “to amend the ‘Government Buildings Advisory Council Act 1972’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 18 TOWN AND COUNTRY PLANNING (WESTERN PORT) BILL—Mr Lieberman obtained leave, with Mr Wood, to bring in a Bill “to abolish the Western Port Regional Planning Authority, to transfer the Staff of that Authority into Public Service, to amend the ‘Town and Country Planning Act 1961’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 19 EDUCATION (AMENDMENT) BILL—Mr Lacy, pursuant to motion moved on his behalf by Mr Maclellan, obtained leave, with Mr Maclellan, to bring in a Bill “to amend the ‘Education Act 1958’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 20 FILMS (AMENDMENT) BILL—Mr Maclellan obtained leave, with Mr Thompson, to bring in a Bill “to amend the ‘Films Act 1971’”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 21 PETROLEUM (SUBMERGED LANDS) BILL—Mr Lieberman obtained leave, with Mr Maclellan, to bring in a Bill “to make provision with respect to the Exploration for and the Exploitation of the Petroleum Resources, and certain other

Resources, of certain Submerged Lands adjacent to the Coasts of Victoria, to amend the 'Petroleum Act 1958' and the 'Acts Interpretation Act 1958' and for other purposes'; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 22 PORT FAIRY LAND BILL—Mr Ramsay obtained leave, with Mr Wood, to bring in a Bill *"to authorize the Granting of Leases of certain Crown Land in the Township of Port Fairy"*; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 23 PORT OF GEELONG BILL—Mr Wood obtained leave, with Mr Austin, to bring in a Bill *"to constitute The Geelong Harbor Trust Commissioners into the Port of Geelong Authority, to amend the 'Geelong Harbor Trust Act 1958', the 'Geelong Waterworks and Sewerage Trust Act 1958', the 'Grain Elevators Act 1958', the 'Grain Handling Improvement Authority Act 1979', the 'Local Government Act 1958', the 'Marine Act 1958', the 'Navigable Waters (Oil Pollution) Act 1960', the 'Port Phillip Authority Act 1966' and the 'Road Traffic Act 1958' and for other purposes"*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 24 LOTTERIES GAMING AND BETTING (AMENDMENT) BILL—Mr Maclellan obtained leave, with Mr Dixon, to bring in a Bill *"to amend the 'Lotteries Gaming and Betting Act 1966' and for other purposes"*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 25 COUNCIL OF ADULT EDUCATION BILL—Mr Lacy, pursuant to motion moved on his behalf by Mr Maclellan, obtained leave, with Mr Maclellan, to bring in a Bill *"to establish a Body Corporate under the Name of the Council of Adult Education to repeal Part V. of the 'Education Act 1958', and for other purposes"*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 26 PUBLIC TRUSTEE (AMENDMENT) BILL—Mr Maclellan obtained leave, with Mr Thompson, to bring in a Bill *"to amend the 'Public Trustee Act 1958' and the 'Public Service Act 1974' and for other purposes"*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 27 RAILWAYS (AMENDMENT) BILL—Mr Maclellan obtained leave, with Mr Wood, to bring in a Bill *"to amend the 'Railways Act 1958' and for other purposes"*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 28 ROYAL VISIT RACE-MEETING BILL—Mr Dixon obtained leave, with Mr Thompson, to bring in a Bill *"to authorize the Holding of a Race-meeting, in honour of the Visit to Melbourne of Her Majesty the Queen, at the Caulfield Race-course on 29 September 1981, and for other purposes"*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 29 URBAN LAND AUTHORITY (AMENDMENT) BILL—Mr Kennett, after debate, obtained leave, with Mr Dixon, to bring in a Bill *"to amend section 19 of the 'Urban Land Authority Act 1979' "*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 30 WILDLIFE (LICENCES) BILL—Mr Wood obtained leave, with Mr Borthwick, to bring in a Bill *"to amend the 'Wildlife Act 1975' in relation to Licence Fees for keeping Endangered or Notable Wildlife, and for other purposes"*; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.

- 31 FRENCH ISLAND (LAND EXCHANGE) BILL—Mr Wood obtained leave, with Mr Borthwick, to bring in a Bill “to provide for the Exchange of certain Crown Land in the Parish of French Island and certain other Land in that Parish and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 32 FOOTSCRAY (WESTERN OVAL RESERVE) BILL—Mr Wood obtained leave, with Mr Borthwick, to bring in a Bill “relating to the granting of leases of certain lands in the City of Footscray and authorizing the Committee of Management of those lands to extend the leasing thereof, to amend the ‘Footscray (Recreation Ground) Lands Act 1968’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 33 HOSPITALS SUPERANNUATION (GENERAL AMENDMENT) BILL—Mr Borthwick obtained leave, with Mr Weideman, to bring in a Bill “to amend the ‘Hospitals Superannuation Act 1965’ and the ‘Hospitals Superannuation (Amendment) Act 1980’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 34 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 and 2, be postponed until later this day.
- 35 ADDRESS-IN-REPLY TO THE GOVERNOR’S SPEECH—Order read for resuming debate on question—That the following Address, in reply to the speech of His Excellency the Governor to both Houses of Parliament, be agreed to by this House (for Address see p. 15 *ante*); debate resumed.
Motion made and question—That the debate be now adjourned (*Mr Kennett*)—put and agreed to.
Ordered—That the debate be adjourned until tomorrow.
- 36 FORESTS (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Austin*).
Motion made and question—That the debate be now adjourned (*Mr Wilton*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday, 23 September instant.
- 37 CONSTITUTION BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).
Motion made and question—That the debate be now adjourned (*Mr Miller*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday next.
- 38 HISTORIC BUILDINGS BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Lieberman*).
Motion made and question proposed—That the debate be adjourned until Tuesday—put and agreed to.
Motion made and question proposed—That the debate be adjourned until Tuesday next (*Mr Lieberman*)—and, after debate—
Amendment proposed—That the words “Tuesday next” be omitted with the view of inserting in place thereof the words “two weeks” (*Mr Wilton*)—and, after debate—
Question—That the words proposed to be omitted stand part of the question—put.
The House divided.

AYES, 45

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

NOES, 30

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

And so it was resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

- 39 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to amend the ‘Supreme Court Act 1958’, the ‘County Court Act 1958’, the ‘Property Law Act 1958’, the ‘Transfer of Land Act 1958’ and the ‘Magistrates’ Courts Act 1971’ with respect to the Payment of Interest on certain Unpaid Moneys*”.
- 40 PENALTY INTEREST RATES BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 41 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to make Provision for the Enforcement of certain Income Tax Judgments of Papua New Guinea, to amend the ‘Foreign Judgments Act 1962’ and for other purposes*”.
- 42 FOREIGN JUDGMENTS (AMENDMENT) BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- Business having been interrupted at 10.30 p.m.—
- Motion made and question—That the sitting be continued (*Mr Maclellan*)—put and agreed to.
- 43 GOVERNMENT BUILDINGS ADVISORY COUNCIL (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Wood*). Motion made and question—That the debate be now adjourned (*Dr Coghill*)—put and agreed to.
- Ordered—That the debate be adjourned until Tuesday next.
- 44 PORT FAIRY LAND BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Wood*). Motion made and question—That the debate be now adjourned (*Mr King*)—put and agreed to.
- Ordered—That the debate be adjourned until Tuesday next.
- 45 WILDLIFE (LICENCES) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Wood*).

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

Ordered—That the debate be adjourned until Tuesday next.

46 POSTPONEMENT OF REMAINING BUSINESS—Motion made and question—That the consideration of Remaining Business be postponed (*Mr Maclellan*)—put and agreed to.

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

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

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 4—Thursday, 10 September 1981

1 Mr Speaker took the Chair and read the Prayer.

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

3 PETITION—RETAIL TRADING HOURS—Mr Hockley presented a Petition from certain citizens praying that the House take action to ensure that no further extension be granted for weekend trading.

Ordered to lie on the Table.

4 PETITION—MATHEMATICS AND SCIENCE TEACHER TRAINING—Mr Cathie presented a Petition from certain citizens praying that the Government will take immediate action to ensure that adequate numbers of mathematics and science teachers are being trained for the future needs of this State.

Ordered to lie on the Table.

5 PETITION—EARLY CHILDHOOD DEVELOPMENT PROGRAMME—Mrs Toner presented a Petition from certain citizens praying that funding, staff and resources for the Early Childhood Development Programme be maintained and seeking Government support for the Diamond Valley/Eltham Community Health and Welfare Programme to enable the programme to continue in its provision of an integrated support scheme to families and children in the Diamond Valley and Eltham municipalities.

Ordered to lie on the Table.

6 PETITION—RETAIL TRADING HOURS—Mrs Sibree presented a Petition from Members of the Auburn Village Chamber of Commerce and certain citizens of Victoria praying that trading hours for retail shops not be increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the Act be properly enforced.

Ordered to lie on the Table.

7 PETITIONS—ABORTION—Mrs Sibree, Mr Wilkes, Mr Walsh, Mr Edmunds, Mr McCance, Mrs Patrick, Mr Skeggs, Mr Remington, Mr Templeton, Mr Ebery and Mr Miller, respectively, presented Petitions from certain citizens of Victoria praying that legislation be introduced to establish a legal definition to the effect that an unborn child is a life in being and therefore a legal person for the purposes of the law relating to murder or manslaughter.

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

The Petition was read by the Clerk.

Severally ordered to lie on the Table.

- 8 PETITION—TRARALGON TO MORWELL BIKE PATH—Miss Callister presented a Petition from certain citizens of the Latrobe Valley praying that provision be made for the construction of a bike path along the Princes Highway between Traralgon and Morwell.

Ordered to lie on the Table.

- 9 PETITION—FOUNDER OF PORTLAND—Mr Wilkes presented a Petition from Russell Leslie Henry praying that the House requests the Chairman of Victoria's 150th Anniversary Celebration Committee to strike out all mention of Edward Henty from any celebrations and substitute the names of Stephen and Francis Henty and give honour to Captain William Pelham Dutton as the founder of Portland.

Ordered to lie on the Table.

- 10 PETITION—HEALTH AND HUMAN RELATIONS COURSES—Mr McArthur presented a Petition from certain citizens praying that Health and Human Relations courses be omitted from the school curriculum and that the directive requiring teachers to refrain from comment on controversial political issues and religious matters in teaching courses be re-introduced.

Ordered to lie on the Table.

- 11 PETITION—HEALTH AND HUMAN RELATIONS COURSES—Mr McArthur presented a Petition from certain citizens praying that action be taken to suspend all Health and Human Relations courses conducted in Victorian schools and to appoint a Select Committee to inquire into the subject-matter.

Ordered to lie on the Table.

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

Statutory Rules under the following Acts:

Money Lenders Act 1958—No. 393.

Police Offences Act 1958—No. 398.

Police Regulation Act 1958—No. 399.

Racing Act 1958—Nos. 394 to 396.

- 13 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR (Nos. 3, 4)—Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:

Government Buildings Advisory Council (Amendment) Bill.

Historic Buildings Bill.

- 14 THE CONSTITUTION ACT AMENDMENT (CONJOINT ELECTIONS) BILL—Mr Wood, after debate, obtained leave, with Mr Austin, to bring in a Bill "*to amend 'The Constitution Act Amendment Act 1958' with respect to the Holding and Conduct of Conjoint Elections*"; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.

- 15 PORT OF MELBOURNE (INSCRIBED STOCK) BILL—Mr Wood obtained leave, with Mr Austin, to bring in a Bill "*to amend the 'Port of Melbourne Authority Act 1958' with respect to Inscribed Stock and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 16 GOVERNMENT POLICIES—EFFECT ON LIVING COSTS—Motion made and question —That this House condemns the Government for supporting and implementing policies which have caused a savage increase in the living costs of all Victorians, particularly as reflected in the rises in interest rates, energy costs, health costs, prices and taxes (*Mr Cain*)—after debate, put.

The House divided.

AYES, 30

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

NOES, 44

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

And so it passed in the negative.

- 17 POSTPONEMENT OF NOTICES OF MOTION—Ordered—That the consideration of the remaining Notices of Motion, General Business, be postponed until after Orders of the Day, Government Business.
- 18 INDUSTRIAL RELATIONS (SECRET BALLOTS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Ramsay*).
- Motion made and question—That the debate be now adjourned (*Mr Simmonds*)—put and agreed to.
- Motion made and question proposed—That the debate be adjourned until Tuesday week (*Mr Ramsay*).
- Amendment proposed—That the words “Tuesday week” be omitted with the view of inserting in place thereof the words “six months” (*Mr Simmonds*)—and, after debate—
- Motion made and question—That the question be now put (*Mr Maclellan*)—put.
- The House divided.

AYES, 42

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

NOES, 30

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

And so it was resolved in the affirmative.

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

The House divided.

AYES, 42

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

NOES, 30

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

And so it was resolved in the affirmative.

Question—That the debate be adjourned until Tuesday, 22 September instant—put.

The House divided.

AYES, 42

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

NOES, 30

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

And so it was resolved in the affirmative.

- 19 EDUCATION (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Lacy*).
Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
Ordered, after debate—That the debate be adjourned until Tuesday, 6 October next.
- 20 THE CONSTITUTION ACT AMENDMENT (CONJOINT ELECTIONS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Wood*).
Motion made and question—That the debate be now adjourned (*Mr Cain*)—put and agreed to.
Ordered, after debate—That the debate be adjourned until Tuesday next.
- 21 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 3 and 4, be postponed until later this day.
- 22 TOWN AND COUNTRY PLANNING (WESTERN PORT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Lieberman*).
Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
Ordered—That the debate be adjourned until Thursday, 24 September instant.
- 23 POSTPONEMENT OF REMAINING BUSINESS—Motion made and question—That the consideration of Remaining Business be postponed (*Mr Lieberman*)—put and agreed to.
- 24 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.
And then the House, at thirty-six minutes past Six o'clock, adjourned until Tuesday next.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 5, 6 and 7

No. 5—Tuesday, 15 September 1981

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 QUESTIONS—(Pursuant to Standing Order No. 124).
- 3 PETITION—VICTORIAN FOOTBALL LEAGUE SUNDAY MATCHES—Mr Cain presented a Petition from certain citizens praying that the House will take such action as it may to prevent the introduction of Sunday Victorian League football.
Ordered to lie on the Table.
- 4 PETITIONS—ABORTION—Mr Cain, Mr Spyker, Mr Birrell, Mr Fordham, Mr Trewin, Mr Cathie, Mr Tanner, Mr Ernst, Mr Trezise, Mr Reynolds, Mrs Toner, Mr Cox, Mr McArthur, Mr Crellin, Mr Smith (*South Barwon*), Mr King, Mr Coleman, Mr Brown and Mr Stirling, respectively, presented Petitions from certain citizens praying that legislation be introduced to establish a legal definition to the effect that an unborn child is a life in being and therefore a legal person for the purposes of the law relating to murder or manslaughter.
Severally ordered to lie on the Table.
- 5 PETITION—AMUSEMENT MACHINE INDUSTRY REVIEW—Mr Spyker presented a Petition from certain citizens praying that the Victorian Government undertake an urgent review of all planning, health and other statutory controls related to the amusement machine industry and of alternative recreation facilities and programmes for our community.
Ordered to lie on the Table.
- 6 PETITION—HOUSING COMMISSION RENTAL HOME FUNDING—Mr Templeton presented a Petition from certain citizens praying that the Victorian Government allocate substantial new funds to Housing Commission rental homes in the 1981–82 Budget.
Ordered to lie on the Table.
- 7 PETITION—WEEK-END TRADING HOURS—Mr Birrell presented a Petition from certain citizens praying that the House take action to ensure that there be no further extension of trading regulations already provided for week-end trading.
Ordered to lie on the Table.
- 8 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Railways Act 1958—Report of the Victorian Railways Board for the quarter ended 31 March 1981.
 - Town and Country Planning Act 1961—
 - Bendigo—City of Bendigo Planning Scheme 1962, Amendment No. 34.
 - Bulla—Shire of Bulla Planning Scheme 1959, Amendment Nos. 83 and 84 (1980) (two papers).
 - Cranbourne Planning Scheme 1960, Amendment No. 39.
 - Melbourne Metropolitan Planning Scheme, Amendment No. 137 (Part 2).

Narracan—Shire of Narracan—Yallourn North Planning Scheme 1951, Amendment Nos. 4 and 5 (two papers).

Shepparton—City of Shepparton Planning Scheme 1953, Amendment Nos. 49 (1979), 51, 52 and 54 (1980) (four papers).

Woorayl—Shire of Woorayl Planning Scheme, Amendment No. 49 (1980).

Upper Yarra Valley and Dandenong Ranges Authority—Reports for the period ended 30 September 1977 and for the year ended 30 September 1978 (two papers).

- 9 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR (Nos. 5, 6)—Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:

Education (Amendment) Bill.

Town and Country Planning (Western Port) Bill.

- 10 VACANCIES IN MEMBERSHIP OF DEAKIN UNIVERSITY COUNCIL AND MONASH UNIVERSITY COUNCIL—Mr Speaker announced that he had received the following communication:

Dear Mr Speaker,

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

Deakin University Council—(*Deakin University Act 1974*, Section 7 (1) (a))

Members *vice* the Hon. David Mylor Evans, MLC, Aurel Vernon Smith, Esquire MP, and Neil Benjamin Trezise, Esquire MP, for the term ending on 31 December 1985.

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

Member *vice* Neil Malcolm McInnes, Esquire MP, (who has resigned from the Council) for the term ending on 11 December 1983.

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

Yours sincerely,

A. J. HUNT
Minister of Education

The Hon. S. J. Plowman, MP,
The Speaker,
Legislative Assembly,
Parliament House,
Melbourne, Vic. 3002.

Motion made and question—That this House meets the Legislative Council for the purpose of sitting and voting together to choose three Members of the Parliament of Victoria to be recommended for appointment to the Council of Deakin University and one Member of the Parliament of Victoria to be recommended for appointment to the Council of Monash University, and proposes that the place and time of such meeting be the Legislative Assembly Chamber on Tuesday next at six o'clock (*Mr Maclellan*)—put and agreed to.

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

- 11 COUNCIL OF ADULT EDUCATION BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Lacy*).
 Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
 Ordered—That the debate be adjourned until Tuesday, 6 October next.
- 12 FILMS (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
 Motion made and question—That the debate be now adjourned (*Mr Cathie*)—put and agreed to.
 Ordered—That the debate be adjourned until Tuesday, 6 October next.
- 13 PORT OF GEELONG BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Wood*).
 Motion made and question—That the debate be now adjourned (*Mr Ernst*)—put and agreed to.
 Ordered—That the debate be adjourned until Tuesday, 6 October next.
- 14 PUBLIC TRUSTEE (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
 Motion made and question—That the debate be now adjourned (*Mr Rowe*)—put and agreed to.
 Ordered—That the debate be adjourned until Tuesday, 6 October next.
- 15 RAILWAYS (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
 Motion made and question—That the debate be now adjourned (*Mr Walsh*)—put and agreed to.
 Ordered—That the debate be adjourned until Tuesday next.
- 16 ROYAL VISIT RACE-MEETING BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
 Motion made and question—That the debate be now adjourned (*Dr Vaughan*)—put and agreed to.
 Ordered—That the debate be adjourned until Tuesday next.
- 17 FRENCH ISLAND (LAND EXCHANGE) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Wood*).
 Motion made and question—That the debate be now adjourned (*Mr Hockley*)—put and agreed to.
 Ordered, after debate—That the debate be adjourned until Tuesday next.
- 18 FOOTSCRAY (WESTERN OVAL RESERVE) LANDS BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Wood*).
 Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
 Ordered, after debate—That the debate be adjourned until Tuesday next.
- 19 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 9 to 24 inclusive, be postponed until after Notices of Motion, General Business, Nos. 1 and 2.

- 20 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to amend section 53 of the ‘Summary Offences Act 1966’*”.
- 21 SUMMARY OFFENCES (FALSE REPORTS TO POLICE) BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 22 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to amend section 189 of the ‘Supreme Court Act 1958’*”.
- 23 SUPREME COURT (FUNDS IN COURT) BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 24 MEAT INDUSTRY CRISIS—Motion made and question proposed—That, in view of the importance of the meat industry to Victoria, this House expresses alarm at the present crisis caused by the substitution of horse and kangaroo meat and calls on the Victorian Government to take appropriate action to prevent such practices in the future (*Mr Hann*).

Amendment proposed—That all the words after “House” be omitted with the view of inserting in place thereof “condemns the Victorian Government for its failure to adequately control the meat industry within the State with disastrous effects on Australia’s international reputation and trade and Victoria’s public health and economy and calls on the Government to act immediately to—(a) prevent corrupt practices which may compromise the control of meat; (b) apply effective controls over meat inspection brands and documents; (c) require all meat other than for human consumption imported into or processed in Victoria to be subject to thorough control through methods of ready identification, such as injected edible dyes, and notifications of intention to import, imports and movements; (d) establish adequate resources to rapidly investigate, identify and remedy threats to public health from contaminated or other impure meat; and (e) introduce rigorous penalties against meat substitution and other practices which may threaten public health and the meat industry” (*Mr Fogarty*)—and, after debate—

Business having been interrupted at 10.30 p.m.—

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

Debate continued on question and amendment.

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

The House divided.

AYES, 47

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

NOES, 31

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

And so it was resolved in the affirmative.

Original question—put and agreed to.

- 25 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to amend the ‘Wildlife Act 1975’*”.
- 26 WILDLIFE (FEES) BILL—On the motion of Mr Wood, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 27 MESSAGE FROM THE LEGISLATIVE COUNCIL—Acquainting the Assembly that they have agreed to meet the Assembly as proposed for the purpose of sitting and voting together to choose Members of the Parliament of Victoria to be recommended for appointment as follows:
- (a) Three Members to the Council of Deakin University; and
- (b) One Member to the Council of Monash University.
- 28 HOSPITALS SUPERANNUATION (GENERAL AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Borthwick*).
Motion made and question—That the debate be now adjourned (*Mr Edmunds*)
—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 6 October next.
- 29 LOTTERIES GAMING AND BETTING (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Trezise*)
—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 6 October next.
- 30 URBAN LAND AUTHORITY (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Cathie*)
—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 6 October next.
- 31 MELBOURNE AND METROPOLITAN TRAMWAYS (BORROWING POWERS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Gavin*)
—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 6 October next.
- 32 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to amend the ‘Soil Conservation and Land Utilization Act 1958’*”.

- 33 SOIL CONSERVATION AND LAND UTILIZATION (AMENDMENT) BILL—On the motion of Mr Wood, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 34 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 13 to 19 inclusive, be postponed until later this day.
- 35 PORT OF MELBOURNE AUTHORITY (INSCRIBED STOCK) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Wood*).
Motion made and question—That the debate be now adjourned (*Mr Rowe*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 6 October next.
- 36 POSTPONEMENT OF REMAINING BUSINESS—Motion made and question—That the consideration of Remaining Business be postponed (*Mr Wood*)—put and agreed to.
- 37 ADJOURNMENT—Motion made and question proposed—That the House do now adjourn (*Mr Wood*)—and, after debate—

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

WEDNESDAY, 16 SEPTEMBER, 1981

Question—put and agreed to.

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

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 6—Wednesday, 16 September 1981

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 QUESTIONS—(Pursuant to Standing Order No. 124).
- 3 PETITION—WOMEN'S REFUGE REFERRAL SERVICE FUNDING—Mr Hockley presented a Petition from certain citizens praying that permanent and adequate funding be guaranteed for the Women's Refuge Referral Service so as to encourage confidence in the continuity of this essential community service.
Ordered to lie on the Table.
- 4 PETITIONS—RETAIL TRADING HOURS—Mr Mackinnon, Mr Cox and Mr Coleman, respectively, presented Petitions from certain citizens praying that the House take action to ensure that no further extension be granted for weekend trading.
Severally ordered to lie on the Table.
- 5 PETITIONS—ABORTION—Mr Mackinnon, Mr Roper, Mr Williams, Mr Jasper and Mr Kirkwood, respectively, presented Petitions from certain citizens of Victoria praying that legislation be introduced to establish a legal definition to the effect that an unborn child is a life in being and therefore a legal person for the purposes of the law relating to murder or manslaughter.
Severally ordered to lie on the Table.

- 6 PETITION—UPFIELD RAILWAY—Mr Gavin presented a Petition from certain citizens praying that action be taken to reverse the decision to close the Upfield railway passenger service and to provide funds for the service to be improved.
Ordered to lie on the Table.
- 7 PETITION—CO-EDUCATIONAL TECHNICAL SCHOOL AT KEILOR DOWNS—Mr Ginifer presented a Petition from certain citizens praying that the Minister of Education take immediate steps to establish a co-educational technical school on the Keilor Downs site to be ready for occupation at the commencement of the 1982 school year.
Ordered to lie on the Table.
- 8 PETITION—RETAIL TRADING HOURS—Mr Burgin presented a Petition from Members of the Ararat Chamber of Commerce and certain citizens of Victoria praying that trading hours for retail shops not be increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the Act be properly enforced.
Ordered to lie on the Table.
- 9 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
Anti-Cancer Council of Victoria—Report and statement of accounts for the year 1980–81.
Members of Parliament (Register of Interests) Act 1978—Summary of Ordinary Returns due on 30 June 1981—Ordered to be printed.
Police Regulation Act 1958—Determination Nos. 349 and 350 of the Police Service Board (two papers).
- 10 PUBLIC ACCOUNTS AND EXPENDITURE REVIEW COMMITTEE—Motion made, by leave, and question—That Standing Order No. 208 be suspended in respect of the Public Accounts and Expenditure Review Committee to allow—(a) publication of fair and accurate reports of evidence given by witnesses examined at public hearings; and (b) the release of evidence, discussion notes and other documents and the publication thereof at the discretion of the Committee (*Mr Maclellan*)—put and agreed to.
- 11 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR (Nos. 7, 8, 9, 10, 11)—Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:
Council of Adult Education Bill.
Films (Amendment) Bill.
French Island (Land Exchange) Bill.
Port of Geelong Authority Bill.
Public Trustee (Amendment) Bill.
- 12 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 12)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Appropriation (1981–82, No. 1) Bill and transmitting Estimates of Revenue and Expenditure for the year 1981–82.
Estimates ordered to lie on the Table and to be printed.
- 13 APPROPRIATION (1981–82, No. 1) BILL—Mr Thompson, pursuant to Standing Order No. 169, obtained leave, with Mr Borthwick, to bring in a Bill “to appropriate certain Sums out of the Consolidated Fund for the Service of the Financial Year 1981–82 and to appropriate the Supplies granted in the last preceding Session of Parliament and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time forthwith.

- Motion made and question proposed—That this Bill be now read a second time
(*Mr Thompson*).
- Motion made and question—That the debate be now adjourned (*Mr Cain*)—
put and agreed to.
- Ordered—That the debate be adjourned until Wednesday next.
- 14 EDUCATION OF DISABLED PERSONS BILL—Mr Lacy obtained leave, with Mr Thompson, to bring in a Bill “to make Provision with respect to the Education of Disabled Persons, to amend the ‘Education Act 1958’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 15 SWAN HILL PIONEER SETTLEMENT (AMENDMENT) BILL—Mr Weideman obtained leave, with Mr Wood, to bring in a Bill “to amend the ‘Swan Hill Pioneer Settlement Act 1974’”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 16 FRIENDLY SOCIETIES (AMENDMENT) BILL—Mr Wood obtained leave, with Mr Lieberman, to bring in a Bill “to amend the ‘Friendly Societies Act 1958’ to increase the maximum payment which may be made pursuant to section 5 (3) and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 17 CO-OPERATION BILL—Mr Kennett obtained leave, with Mr Dixon, to bring in a Bill “to re-enact with Amendments the Law relating to the Formation, Registration and Management of Co-operative Societies and Purposes connected therewith”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 18 FOREIGN JUDGMENTS (AMENDMENT) BILL—Motion made and question proposed—
—That this Bill be now read a second time (*Mr Maclellan*).
- Motion made and question—That the debate be now adjourned (*Mr Miller*)—
put and agreed to.
- Ordered—That the debate be adjourned until Tuesday next.
- 19 PENALTY INTEREST RATES BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
- Motion made and question—That the debate be now adjourned (*Mr Miller*)—
put and agreed to.
- Ordered—That the debate be adjourned until Tuesday next.
- 20 SUMMARY OFFENCES (FALSE REPORTS TO POLICE) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
- Motion made and question—That the debate be now adjourned (*Mr Miller*)—
put and agreed to.
- Ordered—That the debate be adjourned until Tuesday next.
- 21 SUPREME COURT (FUNDS IN COURT) BILL—Motion made and question proposed—
That this Bill be now read a second time (*Mr Maclellan*).
- Motion made and question—That the debate be now adjourned (*Mr Miller*)—
put and agreed to.
- Ordered—That the debate be adjourned until Tuesday, 6 October next.
- 22 WILDLIFE (FEES) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Wood*).

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

Ordered—That the debate be adjourned until Tuesday next.

- 23 SOIL CONSERVATION AND LAND UTILIZATION (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Wood*).

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

Ordered—That the debate be adjourned until Wednesday next.

- 24 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 7 be postponed until later this day.

- 25 WILDLIFE (LICENCES) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.

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

- 26 PORT FAIRY LAND BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.

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

- 27 CONSTITUTION BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and, by leave, read the third time forthwith with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

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

- 28 THE CONSTITUTION ACT AMENDMENT (CONJOINT ELECTIONS) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.

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

- 29 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 11 be postponed until later this day.

- 30 GOVERNMENT BUILDINGS ADVISORY COUNCIL (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.

Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this House refuses to read this Bill a second time until all Government buildings are subject to the same control and method of classification as other buildings” (*Dr Coghill*)—and, after debate—

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

The House divided.

AYES, 45

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

NOES, 32

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

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read the third time forthwith.

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

- 31 ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH—Order read for resuming debate on question—That the following Address, in reply to the speech of His Excellency the Governor to both Houses of Parliament, be agreed to by this House (for Address see page 15 *ante*); debate resumed.

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

Ordered—That the debate be adjourned until tomorrow.

- 32 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 14 be postponed until later this day.

- 33 MINISTERIAL STATEMENT—NEW DIRECTIONS IN LITERACY AND NUMERACY—Order read for resuming debate on question—That this House takes note of the Ministerial Statement; debate resumed.

Business having been interrupted at 10.30 p.m.

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

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 7—Thursday, 17 September 1981

1 Mr Speaker took the Chair and read the Prayer.

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

3 PETITION—VICTORIAN FOOTBALL LEAGUE SUNDAY MATCHES—Mr Evans (*Ballarat North*) presented a Petition from certain citizens praying that the House will take such action as it may to prevent the introduction of Sunday Victorian League football.

Ordered to lie on the Table.

4 PETITIONS—ABORTION—Mr McClure, Mr Mathews and Mr Simmonds, respectively, presented Petitions from certain citizens praying that legislation be introduced to establish a legal definition to the effect that an unborn child is a life in being and therefore a legal person for the purposes of the law relating to murder or manslaughter.

Severally ordered to lie on the Table.

5 PETITION—RETAIL TRADING HOURS—Mr Mathews presented a Petition from certain Members of the Oakleigh and District Chamber of Commerce and certain residents of the City of Oakleigh praying that trading hours for retail shops not be increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the Act be properly enforced.

Ordered to lie on the Table.

6 PETITION—STATE ELECTRICITY COMMISSION AND ENERGY RESOURCES—Mr Kirkwood presented a Petition from certain citizens praying that the Government will—

(a) conduct a public inquiry into the affairs of the State Electricity Commission;

(b) revoke the latest electricity price rise and supply charge; and

(c) take charge of all Victoria's energy resources of gas, coal and oil.

Ordered to lie on the Table.

7 PETITION—RETAIL TRADING HOURS—Mr Simmonds presented a Petition from certain citizens praying that trading hours for retail shops not be increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the Act be properly enforced.

Ordered to lie on the Table.

8 PETITION—RETAIL TRADING HOURS—Mr Remington presented a Petition from certain Members of the Associate Melbourne Group of the Chamber of Commerce and certain residents praying that trading hours for retail shops not be increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the Act be properly enforced.

Ordered to lie on the Table.

9 PETITION—RETAIL TRADING HOURS—Mr McArthur presented a Petition from certain Members of the Croydon Chamber of Commerce and certain citizens of Victoria praying that trading hours for retail shops not be increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the Act be properly enforced.

Ordered to lie on the Table.

- 10 PUBLIC ACCOUNTS AND EXPENDITURE REVIEW COMMITTEE—Mr Mackinnon, Chairman, brought up a Treasury Minute on the Report from the Public Accounts and Expenditure Review Committee upon the Auditor-General's Reports for 1976-77.

Ordered to lie on the Table and to be printed.

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

Survey Co-ordination Act 1958—Report on the Progress and Co-ordination of Surveys under the National Mapping Scheme for the year 1980-81 and of the Place Names Committee for the year 1980-81.

- 12 MINISTERIAL STATEMENT—NEW DIRECTIONS IN PHYSICAL EDUCATION—Mr Lacy made a Ministerial Statement relating to the New Directions in Physical Education.

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

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

Ordered—That the debate be adjourned until tomorrow.

- 13 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for "*An Act to revoke the Permanent Reservations and Crown Grants of certain Lands and for Purposes connected therewith*".

- 14 CROWN RESERVATIONS (REVOCATION AND EXCISION) BILL—On the motion of Mr Wood, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.

- 15 HOUSING CRISIS—Motion made and question proposed—That this House, alarmed by the housing crisis facing thousands of Victorian families, calls on the Government to fully research the social consequences of the inadequacy of welfare housing, both for rental and for purchase, particularly in country Victoria and to provide appropriate remedies (*Mr Hann*)—and, after debate—

Amendment proposed—That the following words be added to the motion: "and condemns the economic policies of the Federal Government which have seriously affected housing and home ownership and calls upon the Victorian Government—(a) to support the statement by the Minister of Housing that the Federal Government does not deserve to win the next election; (b) to oppose the higher interest rates; and (c) to remedy its poor record in public and welfare housing" (*Mr Cathie*)—and, after debate—

Amendment proposed to the expression proposed to be added—That all the words after "Victorian" be omitted with the view of inserting in place thereof "Parliament—(a) to support the statement by the Minister of Housing that the Federal Government should increase its funding for housing; (b) to oppose the higher interest rates; and (c) to recommend to the Federal Government to substantially increase its financial contribution to welfare housing" (*Mr Kennett*)—and, after debate—

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

The House divided.

AYES, 30

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

NOES, 45

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

And so it passed in the negative.

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

Further amendment proposed to the expression proposed to be added—That the words “and condemns the economic policies of the Federal Government which have seriously affected housing and home ownership” be omitted (*Mr Coleman*)—and, after debate—

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

The House divided.

AYES, 29

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

NOES, 42

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

And so it passed in the negative.

Question—That the following words be added to the motion: “and calls upon the Victorian Parliament—(a) to support the statement by the Minister of Housing that the Federal Government should increase its funding for housing; (b) to oppose the higher interest rates; and (c) to recommend to the Federal Government to substantially increase its financial contribution to welfare housing”—put and agreed to.

Question—That this House, alarmed by the Housing crisis facing thousands of Victorian families, calls on the Government to fully research the social consequences of the inadequacy of welfare housing, both for rental and for purchase, particularly in country Victoria and to provide appropriate remedies and calls upon the Victorian Parliament—(a) to support the statement by the Minister of Housing that the Federal Government should increase its funding for housing; (b) to oppose the higher interest rates; and (c) to recommend to the Federal Government to substantially increase its financial contribution to welfare housing—put and agreed to.

16 POSTPONEMENT OF REMAINING BUSINESS—Motion made and question—That the consideration of Remaining Business be postponed (*Mr Borthwick*)—put and agreed to.

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

And then the House, at fourteen minutes past Six o'clock, adjourned until Tuesday next.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 8 and 9

No. 8—Tuesday, 22 September 1981

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 QUESTIONS—(Pursuant to Standing Order No. 124).
- 3 PETITION—ABORTION—Mr Ross-Edwards presented a Petition from certain citizens praying that legislation be introduced to establish a legal definition to the effect that an unborn child is a life in being and therefore a legal person for the purposes of the law relating to murder or manslaughter.
Ordered to lie on the Table.
- 4 PETITION—"R" RATED MOVIES AT DRIVE-IN THEATRES—Mr McCance presented a Petition from certain citizens praying that the House legislate to exclude "R" rated movies from Drive-in Theatres or make it obligatory for Drive-in Theatres to prevent "R" rated movies being viewed from outside the theatre and offend children and parents.
Ordered to lie on the Table.
- 5 PETITION—RETAIL TRADING HOURS—Mr Hockley presented a Petition from certain Members of the Bentleigh and Moorabbin Chambers of Commerce and certain citizens of Victoria praying that trading hours for retail shops not be increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the Act be properly enforced.
Ordered to lie on the Table.
- 6 PETITION—HOUSING COMMISSION RENT AND SERVICE CHARGE INCREASES—Mr Spyker presented a Petition from certain citizens praying that the House will take action to cancel the recent increases to Housing Commission rents and services charges.
Ordered to lie on the Table.
- 7 PETITION—RETAIL TRADING—Mr Fordham presented a Petition from certain members of the Footscray Shopping Centre and certain citizens of Victoria requesting that trading hours for retail shops not be increased in view of the sluggish growth of retail sales (in real terms) and in population, and that a cost impact analysis be implemented at the earliest opportunity to determine the effect of declared "holiday resort" areas, weekend markets and street vendors on legitimate businesses in shopping centres that pay rates and taxes and otherwise observe the Labour and Industry Act.
Ordered to lie on the Table.
- 8 PETITIONS—RETAIL TRADING HOURS—Mr Cox and Mr McArthur, respectively, presented Petitions from certain citizens praying that the House take action to ensure that there be no further extension of those trading regulations already provided relative to weekend trading.
Ordered to lie on the Table.

- 9 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
- Ombudsman—Report for the quarter ended 31 March 1981—Ordered to be printed.
 - Parole Board (Youth)—Report for the year 1979–80—Ordered to be printed.
- Statutory Rules under the following Acts:
- Chiropractors and Osteopaths Act 1978—No. 410.
 - Community Welfare Services Act 1970—No. 403.
 - Country Fire Authority Act 1958—No. 404.
 - Fisheries Act 1968—Nos. 407, 408.
 - Health Act 1958—No. 400.
 - Motor Boating Act 1961—No. 409.
 - Nurses Act 1958—No. 405.
 - Pharmacists Act 1974—No. 412.
 - Physiotherapists Act 1978—No. 413.
 - Railways Act 1958—No. 401.
- 10 BUSINESS FRANCHISE (PETROLEUM PRODUCTS) (FEES) BILL—Mr Maclellan, pursuant to Standing Order No. 169 (b), obtained leave, with Mr Thompson, to bring in a Bill “to amend the *Business Franchise (Petroleum Products) Act 1979* to make provision with respect to Fees, and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 TRANSPORT (FEES) BILL—Mr Maclellan, pursuant to Standing Order No. 169 (b), obtained leave, with Mr Thompson, to bring in a Bill “to amend the *Transport Regulation Act 1958*, the *Country Roads Act 1958*, the *Motor Car Act 1958* and the *Local Government Act 1958*, to make provision with respect to the collection of Fees by the Transport Regulation Board and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 PUBLIC AUTHORITIES (CONTRIBUTIONS) BILL—Mr Thompson, pursuant to Standing Order No. 169 (b), obtained leave, with Mr Maclellan, to bring in a Bill “to amend the *Public Authorities (Contributions) Act 1966* with respect to the Contributions to be made by the Gas and Fuel Corporation of Victoria”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 13 ADJOURNMENT—Motion made and question—That the House, at its rising, adjourn until tomorrow at half-past Ten o’clock (Mr Maclellan)—put and agreed to.
- 14 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 13)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Co-operative Housing Societies (Indemnities) Bill.
- 15 CO-OPERATIVE HOUSING SOCIETIES (INDEMNITIES) BILL—Mr Kennett, pursuant to Standing Order No. 169, obtained leave, with Mr Dixon, to bring in a Bill “to amend the *Co-operative Housing Societies Act 1958* in respect of Indemnities”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 16 DRUGS, POISONS AND CONTROLLED SUBSTANCES BILL—Mr Borthwick obtained leave, with Mr Weideman, to bring in a Bill “to re-enact with Amendments the Law relating to Drugs, Poisons and Controlled Substances, to amend the *Health Act 1958* and the *Crimes Act 1958* and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 17 MEDICAL PRACTITIONERS (AMENDMENT) BILL—Mr Borthwick obtained leave, with Mr Weideman, to bring in a Bill “to amend the ‘Medical Practitioners Act 1970’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 18 ALCOHOLICS AND DRUG-DEPENDENT PERSONS (AMENDMENT) BILL—Mr Borthwick obtained leave, with Mr Weideman, to bring in a Bill “to amend the ‘Alcoholics and Drug-dependent Persons Act 1968’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 19 VETERINARY SURGEONS (AMENDMENT) BILL—Mr Austin obtained leave, with Mr Borthwick, to bring in a Bill “to amend the ‘Veterinary Surgeons Act 1958’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 20 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 1, be postponed until later this day.
- 21 SWAN HILL PIONEER SETTLEMENT (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Weideman*). Motion made and question—That the debate be now adjourned (*Mr Mathews*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 6 October next.
- 22 FRIENDLY SOCIETIES (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Wood*). Motion made and question—That the debate be now adjourned (*Mr Roper*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 6 October next.
- 23 CROWN RESERVATIONS (REVOCATION AND EXCISION) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Wood*). Motion made and question—That the debate be now adjourned (*Mr Spyker*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 6 October next.
- 24 ROYAL VISIT RACE-MEETING BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 25 FOOTSCRAY (WESTERN OVAL RESERVE) LANDS BILL—Order read for resuming debate on question—That this Bill be now read a second time.
Mr Deputy Speaker announced that Mr Speaker had ruled Bill a Private Bill. Motion made and question—That the fees payable under Standing Order No. 168 be dispensed with in respect of this Bill (*Mr Lacy*)—put, after debate, and agreed to.
Mr Deputy Speaker stated that the details of the Bill were to be advertised pursuant to Standing Order No. 168.
Question—That this Bill be now read a second time—
Motion made and question—That the debate be now adjourned (*Mr Maclellan*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 6 October next.

- 26 FRENCH ISLAND (LAND EXCHANGE) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.
Motion made and question—That the debate be now adjourned (*Mr Maclellan*)—put and agreed to.
Ordered—That the debate be adjourned until later this day.
- 27 VACANCIES IN MEMBERSHIP OF THE COUNCIL OF THE DEAKIN UNIVERSITY AND THE COUNCIL OF THE MONASH UNIVERSITY—Mr Deputy Speaker reported that the House had, that day, met with the Legislative Council in the Assembly Chamber for the purpose of sitting and voting together to choose three Members of the Parliament of Victoria to be recommended for appointment to the Council of the Deakin University and one Member of the Parliament of Victoria to be recommended for appointment to the Council of the Monash University and that the Honourable David Mylor Evans, M.L.C., Aurel Vernon Smith, Esquire, M.P., and Neil Benjamin Trezise, Esquire, M.P. have been duly chosen to be recommended for appointment to the Council of the Deakin University and that Thomas Campion Trewin, Esquire, M.P. has been duly chosen to be recommended for appointment to the Council of the Monash University.
- 28 CONSULTANT REPORT ON PROPOSED ORGANIZATION STRUCTURE OF EDUCATION DEPARTMENT—Motion made, by leave, and question proposed—That there be presented to this House a copy of the Report of P.A. Australia on the Rationale and Definition of the Proposed Organization Structure of the Victorian Department of Education (Section 1 and Section 2) (*Mr Lacy*)—Amendment proposed—That the following words be added to the motion: “together with the Dissenting Report of the President of the Victorian Federation of State School Parents’ Clubs and the President of the Victorian Council of School Organizations” (*Mr Fordham*).
Motion made and question proposed—That the debate be now adjourned (*Mr Lacy*)—and, after debate—
Motion, by leave, withdrawn.
Amendment, by leave, withdrawn.
Question—put and agreed to.
- 29 PAPER—Mr Lacy presented:
Proposed Organization Structure of the Education Department—Report of the Consultant (Section 1 and Section 2)—Return to the foregoing Order.
Ordered to lie on the Table.
- 30 MINISTERIAL STATEMENT—NEW DIRECTIONS IN THE ADMINISTRATION OF EDUCATION—Mr Lacy made a Ministerial Statement relating to the New Directions in the Administration of Education.
Motion made, by leave, and question proposed—That this House takes note of the Ministerial Statement and the Consultant’s Report (*Mr Lacy*)—and, after debate—
Motion made and question—That the debate be now adjourned (*Mr Richardson*)—put and agreed to.
Ordered, after debate—That the debate be adjourned until tomorrow.
- 31 MESSAGES FROM THE LEGISLATIVE COUNCIL—Agreeing to the following Bills without amendment:
Constitution Bill.
Royal Visit Race-meeting Bill.
Wildlife (Licences) Bill.
Port Fairy Land Bill.

- 32 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to make provision with respect to certain Crown Grants of Lands in the Parish of Lyndhurst and for other purposes*”.
- 33 CHELSEA LANDS BILL—On the motion of Mr Wood, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 34 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to amend the ‘Property Law Act 1958’ in relation to Delivery of Deeds by an Agent and for other purposes*”.
- 35 PROPERTY LAW (DELIVERY BY AGENT) BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 36 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to amend the ‘Sale of Land Act 1962’ to make provision with respect to the Payment of Estate Agents’ Commission and for other purposes*”.
- 37 SALE OF LAND (DEPOSITS) BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 38 INDUSTRIAL RELATIONS (SECRET BALLOTS) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.
Business having been interrupted at 10.30 p.m.—
Motion made and question—That the sitting be continued (*Mr Borthwick*)—put and agreed to.
Debate continued on question—That this Bill be now read a second time.
Question—put.
The House divided.

AYES, 47

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

NOES, 31

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

And so it was resolved in the affirmative.

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

WEDNESDAY, 23 SEPTEMBER 1981

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

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

The House divided.

AYES, 45

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

NOES, 31

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

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

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

39 POSTPONEMENT OF REMAINING BUSINESS—Motion made and question—That the consideration of Remaining Business be postponed (*Mr Maclellan*)—put and agreed to.

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

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

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 9—Wednesday, 23 September 1981

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 QUESTIONS—(Pursuant to Standing Order No. 124).
- 3 PETITION—VICTORIAN FOOTBALL LEAGUE SUNDAY MATCHES—Mr Rowe presented a Petition from certain citizens of Victoria expressing deep concern at the inroads made into Sunday by the introduction of Victorian League Football matches now being played on that day.

Ordered to lie on the Table.

- 4 PETITION—RETAIL TRADING HOURS—Mr Rowe presented a Petition from certain citizens praying that the House take action to ensure that trading hours for retail trading not be increased.
Ordered to lie on the Table.
- 5 PETITION—WOOD CHIPPING IN OTWAYS—Mr Ernst presented a Petition from certain citizens praying that the Government take action to prevent wood chipping in the Otways.
Ordered to lie on the Table.
- 6 PETITION—HOUSING COMMISSION RENTAL HOME FUNDING—Mr Cox presented a Petition from certain citizens praying that the Victorian Government allocate substantial new funds to Housing Commission rental homes in the 1981–82 Budget.
Ordered to lie on the Table.
- 7 PETITION—COLLINGWOOD COMMUNITY HEALTH CENTRE—Mr Sidiropoulos presented a Petition from certain citizens of Victoria praying that the House take action to ensure that the service offered by the Collingwood Community Health Centre is not compromised by the reduction of funding to the Community Health Programme, the introduction of a fee for service delivery and the introduction of a discriminatory health insurance programme.
Ordered to lie on the Table.
- 8 PETITIONS—ABORTION—Mr Richardson, Dr Vaughan and Mr Ebery, respectively, presented Petitions from certain citizens praying that legislation be introduced to establish a legal definition to the effect that an unborn child is a life in being and therefore a legal person for the purposes of the law relating to murder or manslaughter.
Severally ordered to lie on the Table.
- 9 PETITION—RETAIL TRADING HOURS—Mr Jasper presented a Petition from certain Members of the Numurkah Chamber of Commerce and certain citizens praying that trading hours for retail shops not be increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the *Labour and Industry Act 1958* be properly enforced.
Ordered to lie on the Table.
- 10 PETITION—RETAIL TRADING HOURS—Mr King presented a Petition from members of the Mount Waverley Chamber of Commerce and certain citizens praying that trading hours for retail shops not be increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the *Labour and Industry Act 1958* be properly enforced.
Ordered to lie on the Table.
- 11 PETITION—RETAIL TRADING HOURS—Mr McArthur presented a Petition from certain members of the Lilydale Chamber of Commerce and certain citizens of Victoria praying that trading hours for retail shops not be increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the *Labour and Industry Act 1958* be properly enforced.
Ordered to lie on the Table.
- 12 PETITION—RETAIL TRADING HOURS—Mr Coleman presented a Petition from certain members of the Mount Waverley Chamber of Commerce and certain citizens of Victoria praying that trading hours for retail shops not be increased, in

view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the *Labour and Industry Act 1958* be properly enforced.

Ordered to lie on the Table.

- 13 ADJOURNMENT—Motion made and question—That the House, at its rising, adjourn until Tuesday, 6 October next (*Mr Maclellan*)—put and agreed to.
- 14 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 Chiropodists Registration Board—Report and statement of accounts for the year 1979–80.
 Town and Country Planning Act 1961—Melbourne Metropolitan Planning Scheme, Amendment No. 140 (Part 1 and Part 2A) (two papers).
- 15 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 14)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Works and Services Appropriation Bill.
- 16 WORKS AND SERVICES APPROPRIATION BILL—Mr Thompson, pursuant to Standing Order No. 169, obtained leave, with Mr Wood, to bring in a Bill “*with respect to the Appropriation of Moneys out of the Works and Services Account for certain Works and Purposes*”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 17 FILM VICTORIA BILL—Mr Lacy obtained leave, with Mr Weideman, to bring in a Bill “*to establish a Body Corporate by the Name of Film Victoria, to abolish the Victorian Film Corporation, to repeal the ‘Victorian Film Corporation Act 1976’ and certain other Enactments, and for other purposes*”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 18 EMPLOYMENT AND TRAINING BILL—Mr Dixon obtained leave, with Mr Thompson, to bring in a Bill “*to establish a Ministry of Employment and Training, to make provision with respect to the functions of the Ministry and for other purposes*”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 19 DRIED FRUITS (AMENDMENT) BILL—Mr Austin obtained leave, with Mr Wood, to bring in a Bill “*to amend the ‘Dried Fruits Act 1958’ with respect to the Constitution and Functions of the Victorian Dried Fruits Board and for other purposes*”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 20 APPROPRIATION (1981–82, No. 1) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.
 Motion made and question—That the debate be now adjourned (*Mrs Chambers*)—put and agreed to.
 Ordered—That the debate be adjourned until tomorrow.
- 21 DRUGS, POISONS AND CONTROLLED SUBSTANCES BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Borthwick*).
 Motion made and question—That the debate be now adjourned (*Mr Roper*)—put and agreed to.
 Ordered, after debate—That the debate be adjourned until Wednesday, 21 October next.

- 22 MEDICAL PRACTITIONERS (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Borthwick*).
Motion made and question—That the debate be now adjourned (*Mr Roper*)—put and agreed to.
Ordered, after debate—That the debate be adjourned until Wednesday, 21 October next.
- 23 ALCOHOLICS AND DRUG-DEPENDENT PERSONS (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Borthwick*).
Motion made and question—That the debate be now adjourned (*Mr Roper*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday, 21 October next.
- 24 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 5 to 9 inclusive, be postponed until later this day.
- 25 VETERINARY SURGEONS (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Austin*).
Motion made and question—That the debate be now adjourned (*Dr Coghill*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday, 14 October next.
- 26 EDUCATION OF DISABLED PERSONS BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Lacy*).
Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
Ordered, after debate—That the debate be adjourned until Tuesday, 13 October next.
- 27 BUSINESS FRANCHISE (PETROLEUM PRODUCTS) (FEES) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
Ordered, after debate—That the debate be adjourned until Tuesday, 13 October next.
- 28 PUBLIC AUTHORITIES (CONTRIBUTIONS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).
Motion made and question—That the debate be now adjourned (*Mr Jolly*)—put and agreed to.
Ordered, after debate—That the debate be adjourned until Tuesday, 13 October next.
- 29 CO-OPERATIVE HOUSING SOCIETIES (INDEMNITIES) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Kennett*).
Motion made and question—That the debate be now adjourned (*Mr Cathie*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday, 7 October next.
- 30 CHELSEA LANDS BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Kennett*).
Motion made and question—That the debate be now adjourned (*Mr Cathie*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday, 7 October next.

- 31 PROPERTY LAW (DELIVERY BY AGENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Miller*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday, 7 October next.
- 32 SALE OF LAND (DEPOSITS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Miller*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday, 7 October next.
- 33 POSTPONEMENT OF REMAINING BUSINESS—Motion made and question—That the consideration of Remaining Business be postponed (*Mr Maclellan*)—put and agreed to.
- 34 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.
And then the House, at thirty-two minutes past Six o'clock, adjourned until Tuesday, 6 October next.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 10, 11 and 12

No. 10—Tuesday, 6 October 1981

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

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

3 PETITION—SEWERAGE MAINS EXTENSION COSTS—Mrs Chambers presented a Petition from certain citizens protesting against the misuse of section 120A of the *Sewerage Districts Act 1958* which allows a local sewerage authority to charge residents for the costs of mains extensions.

Ordered to lie on the Table.

4 PETITION—FRANKSTON AND MORNINGTON PENINSULA HEALTH SERVICES—Mr Roper presented a Petition from certain citizens praying that the House will take such action as it may to encourage the Minister of Health and the Health Commission to provide adequate health services for the Frankston and Mornington Peninsula area.

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

The Petition was read by the Clerk.

Ordered to lie on the Table.

5 PETITION—EAGLEHAWK AND LONG GULLY HEALTH CENTRE—Mr Roper presented a Petition from certain citizens seeking an assurance from the Minister of Health that the present salaried medical service which has operated at the Eaglehawk and Long Gully Health Centre since 1974 will be retained and that no further fees will be introduced at the Centre.

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

The Petition was read by the Clerk.

Ordered to lie on the Table.

6 PETITION—RETAIL TRADING HOURS—Mr Cathie presented a Petition from certain Members of the Seaford Chamber of Commerce and certain citizens of Victoria praying that trading hours for retail shops not be increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the Act be properly enforced.

Ordered to lie on the Table.

7 PETITION—FAMILY SUPPORT PROGRAMME SERVICES—Mrs Toner presented a Petition from certain citizens praying that Parliament take immediate and positive action to ensure that the Family Support Programme services are continued.

Ordered to lie on the Table.

8 PETITION—STATE ELECTRICITY COMMISSION INQUIRY—Mrs Toner presented a Petition from certain citizens praying that the Government inquire into the running of the State Electricity Commission to find out the reasons for the huge increases in charges and to review charges to alleviate the considerable hardship imposed on consumers.

Ordered to lie on the Table.

- 9 PETITIONS—ABORTION—Mr Crabb and Mr Collins, respectively, presented Petitions from certain citizens praying that legislation be introduced to establish a legal definition to the effect that an unborn child is a life in being and therefore a legal person for the purposes of the law relating to murder or manslaughter.
Severally ordered to lie on the Table.
- 10 PETITIONS—WEEKEND TRADING HOURS—Mr Crabb, Mr Tanner, Mr Gavin, Mr Simpson and Mr McArthur, respectively, presented Petitions from certain citizens praying that the House take action to ensure that there be no further extension of those trading regulations already provided relative to weekend trading.
Severally ordered to lie on the Table.
- 11 PETITION—HAMILTON HIGH SCHOOL—Mr McKellar presented a Petition from certain citizens requesting that the cyclic maintenance programme for the Hamilton High School, due in 1978, be put into operation as a matter of urgency.
Ordered to lie on the Table.
- 12 PETITIONS—RETAIL TRADING HOURS—Mr Coleman and Mr Hann, respectively, presented Petitions from certain citizens praying that trading hours for retail shops not be increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the Act be properly enforced.
Severally ordered to lie on the Table.
- 13 PETITION—SOUTH-EASTERN METROPOLITAN MELBOURNE PUBLIC TRANSPORT REVIEW—Mr Coleman presented a Petition from certain citizens praying that the House take such action as it may to ensure that the State Government undertake an immediate planning review of transport services and needs throughout south-eastern metropolitan Melbourne and announce the programme to implement an effective public transport service utilizing V.F.L. Park as a major transport interchange terminal.
Ordered to lie on the Table.
- 14 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
- Education Act 1958—Resumption of land at Rye—Certificate of the Minister of Education.
 - Egg Industry Stabilization Act 1973—Report of the Poultry Farmer Licensing Review Committee for the year ended 28 February 1981.
 - Exhibition Trustees—Report for the year 1980–81.
 - National Parks Act 1975—Consent of Minister for Conservation to reconnaissance and detailed grid seismic surveys in the Gippsland Lakes Park by Beach Petroleum N.L.
 - Pharmacy Board—Report and Statement of accounts for the year 1980.
 - Railways Act 1958—Report of the Victorian Railways Board for the year 1980–81—Ordered to be printed.
 - State Bank of Victoria—Report, Statement, Returns &c., for the year 1980–81—Ordered to be printed.
 - Statutory Rules under the following Acts:
 - Cluster Titles Act 1974—No. 402.
 - Companies (Acquisition of Shares) (Application of Laws) Act 1981—No. 417.
 - Dentists Act 1972—No. 411.
 - Industrial Training Act 1975—No. 418.

Melbourne and Metropolitan Board of Works Act 1958—Nos. 414, 415.
 Nurses Act 1958—No. 406.
 Public Service Act 1974—PSD Nos. 82, 85, 92, 113, 121 to 128, 130.
 Racing Act 1958—No. 419.
 Second-hand Dealers Act 1958—No. 420.
 Securities Industry (Application of Laws) Act 1981—No. 416.

Town and Country Planning Act 1961—Melbourne Metropolitan Planning Scheme, Amendment No. 151.

- 15 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 15)—ASSENT TO BILLS—
 Informing the Assembly that he had, on 29 September last, given the Royal Assent to the following Bills, presented to him by the Clerk-Assistant of the Legislative Council for and in the absence of the Clerk of the Parliaments:
 Royal Visit Race-meeting Bill.
 Wildlife (Licences) Bill.
 Port Fairy Land Bill.
- 16 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 16)—BILL RESERVED—
 Informing the Assembly that he had, on 29 September last, reserved for the signification of Her Majesty's pleasure thereon the following Bill, presented to him by the Clerk-Assistant of the Legislative Council for and in the absence of the Clerk of the Parliaments:
 Constitution Bill.
- 17 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 17)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Drugs, Poisons and Controlled Substances Bill.
- 18 HOME FINANCE (AMENDMENT) BILL—Mr Kennett obtained leave, with Mr Dixon, to bring in a Bill "*to amend the 'Home Finance Act 1962' to make further Provision with respect to Loans on First Mortgage of Dwelling-houses made by the Home Finance Trust and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 19 HOUSING (FURTHER AMENDMENT) BILL—Mr Kennett obtained leave, with Mr Dixon, to bring in a Bill "*to amend the 'Housing Act 1958' to make provision for the Payment of Benefits to former Employés of Holmesglen Constructions and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 20 POSTPONEMENT OF ORDER OF THE DAY—Ordered, after debate—That the consideration of Order of the Day, Government Business, No. 1, be postponed until later this day.
- 21 WORKS AND SERVICES (APPROPRIATION) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).
 Motion made and question—That the debate be now adjourned (*Mr Cain*)—put and agreed to.
 Ordered—That the debate be adjourned until Tuesday, 20 October instant.
- 22 TRANSPORT (FEES) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
 Motion made and question—That the debate be now adjourned (*Mr Crabb*)—put and agreed to.
 Ordered—That the debate be adjourned until Tuesday next.
- 23 CO-OPERATION BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Kennett*).
 Motion made and question—That the debate be now adjourned (*Mr Cathie*)—put and agreed to.

- Ordered, after debate—That the debate be adjourned until Tuesday, 20 October instant.
- 24 POSTPONEMENT OF ORDER OF THE DAY—Ordered, after debate—That the consideration of Order of the Day, Government Business, No. 5, be postponed until later this day.
- 25 DRIED FRUITS (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Austin*).
- Motion made and question—That the debate be now adjourned (*Mr Fogarty*)—put and agreed to.
- Ordered—That the debate be adjourned until Tuesday, 20 October instant.
- 26 APPROPRIATION (1981-82, No. 1) BILL—SECOND READING—RESUMPTION OF DEBATE
Ordered—That the consideration of this Order of the Day be postponed until later this day.
- 27 FILM VICTORIA BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Lacy*).
- Motion made and question—That the debate be now adjourned (*Mr Cathie*)—put and agreed to.
- Ordered—That the debate be adjourned until Tuesday, 27 October instant.
- 28 APPROPRIATION (1981-82, No. 1) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.
Business having been interrupted at 10.30 p.m.—
Motion made and question—That the sitting be continued (*Mr Maclellan*)—put and agreed to.
- Debate resumed on question—That this Bill be now read a second time.
Motion made and question—That the debate be now adjourned (*Mr Maclellan*)—put and agreed to.
- Ordered—That the debate be adjourned until tomorrow.
- 29 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to amend the ‘Fisheries Act 1968’*”.
- 30 FISHERIES (AMENDMENT) BILL—On the motion of Mr Wood, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 31 POSTPONEMENT OF REMAINING BUSINESS—Motion made and question—That the consideration of remaining business be postponed (*Mr Maclellan*)—put and agreed to.
- 32 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.
And then the House, at twenty-three minutes past Eleven o’clock, adjourned until tomorrow.

No. 11—Wednesday, 7 October 1981

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 QUESTIONS—(Pursuant to Standing Order No. 124).
- 3 PETITION—“R” RATED MOVIES AT DRIVE-IN THEATRES—Mr McCance presented a Petition from certain citizens praying that the House legislate to exclude “R” rated movies from Drive-in Theatres or make it obligatory for Drive-in Theatres to prevent “R” rated movies being viewed from outside the theatre and offend children and parents.
Ordered to lie on the Table.
- 4 PETITION—CONCESSIONAL ELECTRICITY AND GAS ACCOUNTS—Mr Ernst presented a Petition from certain citizens praying that the Parliament take immediate and positive action to ensure that the State Electricity Commission and the Gas and Fuel Corporation introduce a concessional rebate of 50 per cent of electricity and gas accounts for all those in receipt of State or Federal pensions and fixed incomes.
Ordered to lie on the Table.
- 5 PETITION—EARLY CHILDHOOD DEVELOPMENT PROGRAMME—Mrs Toner presented a Petition from certain citizens praying that funding, staff and resources for the Early Childhood Development Programme be maintained and seeking Government support for the Diamond Valley/Eltham Community Health and Welfare Programme to enable the programme to continue in its provision of an integrated support scheme to families and children in the Diamond Valley and Eltham municipalities.
Ordered to lie on the Table.
- 6 PETITIONS—RETAIL TRADING HOURS—Mrs Toner, Mrs Patrick, Dr Vaughan, Mr Spyker, Mr McArthur and Mr Brown, respectively, presented Petitions from certain citizens praying that the present shop trading hours legislation be maintained and enforced.
Severally ordered to lie on the Table.
- 7 PETITION—RETAIL TRADING HOURS—Mr Hockley presented a Petition from certain citizens of Victoria praying that trading hours for retail shops not be increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the Act be properly enforced.
Ordered to lie on the Table.
- 8 PETITION—RETAIL TRADING HOURS—Mr Ebery presented a Petition from the Meat and Allied Trades Federation of Australia (Victorian Division) and residents of Wodonga praying that trading hours for retail shops not be increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the Act be properly enforced.
Ordered to lie on the Table.
- 9 PETITION—RETAIL TRADING HOURS—Mr Balfour presented a Petition from certain members of the Warragul Chamber of Commerce and certain citizens of Victoria praying that trading hours for retail shops not be increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the Act be properly enforced.
Ordered to lie on the Table.

- 10 PETITION—RETAIL TRADING HOURS—Mr Simmonds presented a Petition from members of the Frankston Chamber of Commerce and certain citizens of Victoria praying that trading hours for retail shops not be increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the Act be properly enforced.

Ordered to lie on the Table.

- 11 PUBLIC BODIES REVIEW COMMITTEE—Mr Crabb brought up a Report from the Public Bodies Review Committee containing Draft Proposals on Future Structures for Water Management—Recommendations on Regional and Local Structures for Urban Services; together with Appendices.

Ordered to lie on the Table and be printed.

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

Grain Elevators Board—Report and Statement of accounts for the year ended 31 October 1980.

Statutory Rules under the following Acts:

Cemeteries Act 1958—No. 425.

Health Act 1958—Nos. 422 to 424, 426 to 431.

Public Service Act 1974—PSD No. 120.

Road Traffic Act 1958—No. 433.

Supreme Court Act 1958—No. 432.

Town and Country Planning Act 1961—No. 421.

- 13 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for "*An Act to further amend the 'Land Act 1958'*".

- 14 LAND (FURTHER AMENDMENT) BILL—On the motion of Mr Wood, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.

- 15 PIPELINES (FEES) BILL—Mr Thompson, pursuant to Standing Order No. 169 (b), obtained leave, with Mr Borthwick, to bring in a Bill "*with respect to Pipeline Operation Fees, to amend the 'Pipelines Act 1967' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time on Tuesday next.

- 16 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR (Nos. 18, 19)—Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:

Transport (Fees) Bill.

Film Victoria Bill.

- 17 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 20)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Superannuation Benefits Bill.

- 18 SUPERANNUATION BENEFITS BILL—Mr Thompson, pursuant to Standing Order No. 169, obtained leave, with Mr Borthwick, to bring in a Bill "*to make provision with respect to retirement benefits for certain contributors who are retrenched, to amend the 'Superannuation Benefits Act 1977' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 19 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 21)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Country Fire Authority (Borrowing Powers) Bill.

- 20 COUNTRY FIRE AUTHORITY (BORROWING POWERS) BILL—Mr Maclellan, pursuant to motion moved on his behalf by Mr Borthwick and pursuant to Standing Order No. 169, obtained leave, with Mr Borthwick, to bring in a Bill “to amend the ‘Country Fire Authority Act 1958’ to increase the Borrowing Powers of the Country Fire Authority”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 21 EXHIBITION (AMENDMENT) BILL—Mr Lacy obtained leave, with Mr Thompson, to bring in a Bill “to recognize the Bestowal of the Title ‘Royal’ on the Exhibition, to amend the ‘Exhibition Act 1957’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 22 TOURIST RAILWAYS BILL—Mr Maclellan, pursuant to motion moved on his behalf by Mr Lacy, obtained leave, with Mr Lacy, to bring in a Bill “to make provision with respect to the Establishment, Management, and Operation of Tourist Railways and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 23 INDUSTRIAL SAFETY, HEALTH AND WELFARE BILL—Mr Ramsay obtained leave, with Mr Borthwick, to bring in a Bill “to provide for the Safety, Health and Welfare of Persons employed or engaged in Industry, for the Safety of Persons affected by Industry, to repeal certain provisions of the ‘Labour and Industry Act 1958’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 24 EMPLOYMENT AND TRAINING BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Dixon*).
- Motion made and question—That the debate be now adjourned (*Mr Spyker*)—put and agreed to.
- Ordered—That the debate be adjourned until Wednesday, 21 October instant.
- 25 HOME FINANCE (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Kennett*).
- Motion made and question—That the debate be now adjourned (*Mr Cathie*)—put and agreed to.
- Ordered—That the debate be adjourned until Wednesday, 21 October instant.
- 26 HOUSING (FURTHER AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Kennett*).
- Motion made and question—That the debate be now adjourned (*Mr Cathie*)—put and agreed to.
- Ordered—That the debate be adjourned until Wednesday, 21 October instant.
- 27 FISHERIES (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Wood*).
- Motion made and question—That the debate be now adjourned (*Mr Fogarty*)—put and agreed to.
- Ordered—That the debate be adjourned until Wednesday, 21 October instant.
- 28 APPROPRIATION (1981–82, No. 1) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.
- Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this House refuses to read this Bill a second time until full details of the 1981–82 estimates of revenue and expenditure of each Victorian Public Body are supplied to this House” (*Mr Crabb*)—and, after debate—
- Motion made and question—That the debate be now adjourned (*Mr Cain*)—put and agreed to.

- * Ordered—That the debate be adjourned until tomorrow.
- 29 FRENCH ISLAND (LAND EXCHANGE) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 30 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 7 and 8, be postponed until later this day.
- 31 FILMS (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time.
Business having been interrupted at 10.30 p.m.—
Motion made and question—That the sitting be continued (*Mr Maclellan*)—put and agreed to.
Debate resumed on question—That this Bill be now read a second time; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 32 POSTPONEMENT OF REMAINING BUSINESS—Motion made and question—That the consideration of remaining business be postponed (*Mr Maclellan*)—put and agreed to.
- 33 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.
And then the House, at thirty-three minutes past Eleven o'clock, adjourned until tomorrow.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 12—Thursday, 8 October 1981

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 QUESTIONS—(Pursuant to Standing Order No. 124).
- 3 PETITION—ABORTION—Mr Jolly presented a Petition from certain citizens praying that legislation be introduced to establish a legal definition to the effect that an unborn child is a life in being and therefore a legal person for the purposes of the law relating to murder or manslaughter.
Ordered to lie on the Table.
- 4 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
Immigration and Ethnic Affairs—Report of the Minister for the year 1980–81.
Members of Parliament (Register of Interests) Act 1978—Summary of Returns, September 1981—Ordered to be printed.

Teaching Service Act 1958—

Teaching Service—Primary Schools Division (Classification, Salaries and Allowances) Regulations—Regulations amended (No. 573).

Teaching Service (Teachers Tribunal) Regulations—Regulations amended (Nos. 571, 572) (two papers).

- 5 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 21)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Employment and Training Bill.
- 6 PORT OF PORTLAND AUTHORITY BILL—Mr Wood obtained leave, with Mr Borthwick, to bring in a Bill “to constitute the Portland Harbor Trust Commissioners into the Port of Portland Authority, to amend the ‘Portland Harbor Trust Act 1958’, the ‘Grain Elevators Act 1958’, the ‘Harbor Boards Act 1958’, the ‘Marine Act 1958’, the ‘Public Contracts Act 1958’, the ‘Road Traffic Act 1958’, the ‘Navigable Waters (Oil Pollution) Act 1960’, the ‘Grain Handling Improvement Authorities Act 1979’, the ‘Alcoa (Portland Aluminium Smelter) Act 1980’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 PUBLIC ACCOUNT (INVESTMENT POWERS) BILL—Mr Thompson obtained leave, with Mr Maclellan, to bring in a Bill “to amend section 22B of the ‘Public Account Act 1958’”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 SHOP TRADING HOURS—Motion made and question proposed—That this House is of the opinion that any extension of shop trading hours to allow Saturday afternoon or Sunday trading will—(a) cause further price increases and add to inflation; (b) impose increasing and undue hardship on the families of employees in the retail industry; (c) adversely affect the viability of thousands of small shopkeepers to the advantage of chain store supermarkets; and (d) aggravate the already alarming incidence of unemployment particularly in relation to young people (*Mr Simmonds*)—and, after debate—
- Amendment proposed—That all the words after “House” be omitted with the view of inserting in place thereof the words “does not support a general extension of shop trading hours throughout Victoria” (*Mr Ramsay*)—and, after debate—
- Question—That the words proposed to be omitted stand part of the question—put and negatived.
- Question—That the words proposed to be inserted be so inserted—put and agreed to.
- Question—That this House does not support a general extension of shop trading hours throughout Victoria—
- Further amendment proposed—That the following words be added to the motion: “and therefore declares that legislation to extend shop trading hours should not be introduced at least during the next three years and nine months” (*Mr Cain*)—and, after debate—
- Motion made and question—That the debate be now adjourned (*Mr Ramsay*)—put, after debate, and agreed to.
- Ordered—That the debate be adjourned until tomorrow.
- 9 POSTPONEMENT OF NOTICES OF MOTION, GENERAL BUSINESS—Ordered—That the consideration of the remaining Notices of Motion, General Business, be postponed until later this day.
- 10 LAND (FURTHER AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Wood*).

- Motion made and question—That the debate be now adjourned (*Mr Wilton*)—put and agreed to.
- Ordered—That the debate be adjourned until Thursday, 22 October instant.
- 11 COUNTRY FIRE AUTHORITY (BORROWING POWERS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
- Motion made and question—That the debate be now adjourned (*Mr Edmunds*)—put and agreed to.
- Ordered, after debate—That the debate be adjourned until Wednesday next.
- 12 EXHIBITION (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Lacy*).
- Motion made and question—That the debate be now adjourned (*Mr Miller*)—put and agreed to.
- Ordered—That the debate be adjourned until Thursday, 22 October instant.
- 13 POSTPONEMENT OF REMAINING BUSINESS—Motion made and question—That the consideration of remaining business be postponed (*Mr Maclellan*)—put and agreed to.
- 14 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.
- And then the House, at twenty-seven minutes past Five o'clock, adjourned until Tuesday next.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 13, 14, 15 and 16

No. 13—Tuesday, 13 October 1981

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 DEATH OF THE HONOURABLE PATRICK JOHN KENNELLY, A.O.—Motion made and question—That this House expresses its sincere sorrow at the death of the Honourable Patrick John Kennelly, A.O., and places on record its acknowledgment of the valuable services rendered by him to the Parliament and the people of Victoria as a Member of the Legislative Council for the Melbourne West Province from 1938 to 1952, and Minister of the Crown in 1943 and from 1945 to 1947 (*Mr Thompson*)—put, after Honourable Members had addressed the House in support of the motion and, Honourable Members rising in their places to signify their assent, agreed to unanimously.
- 3 DEATH OF THE HONOURABLE ARTHUR SMITH—Motion made and question—That this House expresses its sincere sorrow at the death of the Honourable Arthur Smith and places on record its acknowledgment of the valuable services rendered by him to the Parliament and the people of Victoria as Member of the Legislative Council for the Bendigo Province from 1952 to 1964 (*Mr Thompson*)—put, after Honourable Members had addressed the House in support of the motion and, Honourable Members rising in their places to signify their assent, agreed to unanimously.
- 4 ADJOURNMENT—Motion made and question—That, as a further mark of respect to the memory of the late Honourable Patrick John Kennelly, A.O. and the late Honourable Arthur Smith, the House do now adjourn until Eight o'clock this day (*Mr Thompson*)—put and agreed to.

And then the House, at forty-seven minutes past Four o'clock, adjourned until Eight o'clock this day.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 14—Tuesday, 13 October 1981

(EIGHT O'CLOCK)

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair.
- 2 QUESTIONS—(Pursuant to Standing Order No. 124).
- 3 PETITION—CONCESSIONAL ELECTRICITY AND GAS ACCOUNTS—Mr Trezise presented a Petition from certain citizens praying that the Parliament take immediate and positive action to ensure that the State Electricity Commission and the Gas and Fuel Corporation introduce a concessional rebate of 50 per cent of electricity

and gas accounts for all those in receipt of State or Federal pensions and fixed incomes.

Ordered to lie on the Table.

- 4 PETITIONS—WEEKEND TRADING HOURS—Mr McArthur, Mr Cox, Mr Simmonds and Mr Hayes, respectively, presented Petitions from certain citizens praying that the House take action to ensure that there be no further extension of those trading regulations already provided relative to weekend trading.

Severally ordered to lie on the Table.

- 5 PETITIONS—ABORTION—Mr McArthur, Mr Templeton and Mr McKellar, respectively, presented Petitions from certain citizens praying that legislation be introduced to establish a legal definition to the effect that an unborn child is a life in being and therefore a legal person for the purpose of the law relating to murder or manslaughter.

Severally ordered to lie on the Table.

- 6 PETITION—RETAIL TRADING HOURS—Mr McClure presented a Petition from certain citizens praying that trading hours for retail shops not be increased in view of the sluggish growth of population and of retail sales and that penalties prescribed for breaches of the trading hours provisions of the *Labour and Industry Act 1958* be properly enforced.

Ordered to lie on the Table.

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

Dietitians Registration Board—Report and Statement of accounts for the year 1980–81.

Nurses Act 1958—Report and Statement of accounts of the Victorian Nursing Council for the year 1980–81.

State Development Committee—Progress Report on Port Utilization and Development in Victoria with particular reference to the Role of Western Port within the State's Port System—Ordered to be printed.

Town and Country Planning Act 1961—

Lillydale—Shire of Lillydale Planning Scheme 1958, Amendment No. 103 (Part 1) (1978).

Melbourne Metropolitan Planning Scheme, Amendment Nos. 88 (Part 4), 115 (Part 2B) (two papers).

Sale—City of Sale Planning Scheme 1975, Amendment Nos. 8, 11 (1980) (two papers).

South Gippsland—Shire of South Gippsland Planning Scheme, Amendment No. 45 (1980).

Stawell—Town of Stawell Planning Scheme, Amendment No. 20.

Woorayl—Shire of Woorayl Planning Scheme, Amendment No. 52.

- 8 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 22)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Co-operation Bill.
- 9 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 23)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Stamps (Transfer Duty Refund) Bill.
- 10 STAMPS (TRANSFER DUTY REFUND) BILL—Mr Thompson, pursuant to Standing Order No. 169, obtained leave, with Mr Borthwick, to bring in a Bill "to amend the 'Stamps Act 1958' to make provision with respect to Refunds of Stamp Duty on Transfers or Conveyances and for other purposes"; and the

said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 11 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 24)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Metropolitan Fire Brigades (Amendment) Bill.
- 12 METROPOLITAN FIRE BRIGADES (AMENDMENT) BILL—Mr Maclellan, pursuant to Standing Order No. 169, obtained leave, with Mr Thompson, to bring in a Bill "*to amend the 'Metropolitan Fire Brigades Act 1958' with respect to the payment of wages and salaries and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 13 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 25)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Planning Appeals Board (Chief Chairman's Pension) Bill.
- 14 PLANNING APPEALS BOARD (CHIEF CHAIRMAN'S PENSION) BILL—Mr Lieberman, pursuant to Standing Order No. 169, obtained leave, with Mr Thompson, to bring in a Bill "*to amend section 76 of the 'Planning Appeals Board Act 1980' with respect to the retirement benefits payable to and in relation to the Chief Chairman of the Planning Appeals Board and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 15 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 26)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Railways (Borrowing Powers) Bill.
- 16 RAILWAYS (BORROWING POWERS) BILL—Mr Maclellan, pursuant to Standing Order No. 169, obtained leave, with Mr Thompson, to bring in a Bill "*to amend the 'Railways Act 1958' to enable the Victorian Railways Board to borrow moneys, to make a consequential amendment to the 'Public Account Act 1958' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 17 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 27)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Transport Regulation (Licence Fees Abolition) Bill.
- 18 TRANSPORT REGULATION (LICENCE FEES ABOLITION) BILL—Mr Maclellan, pursuant to Standing Order No. 169, obtained leave, with Mr Kennett, to bring in a Bill "*to amend the 'Transport Regulation Act 1958' to provide for the abolition of licence fees for the issue or renewal of Commercial Passenger Vehicle, Private Omnibus and Commercial Goods Vehicle Licences, to amend the 'Motor Car Act 1958' and the 'Transport (Deregulation) Act 1980' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 19 FOOTSCRAY (WESTERN OVAL RESERVE) LANDS BILL—Mr Speaker announced that details of the Bill had been advertised pursuant to Standing Order No. 168 (b), and no objections to the Bill had been received.
- 20 TOURIST RAILWAYS BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).

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

Ordered—That the debate be adjourned until Tuesday, 27 October instant.

- 21 INDUSTRIAL SAFETY, HEALTH AND WELFARE BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Ramsay*).
 Motion made and question—That the debate be now adjourned (*Mr Simmonds*)—put and agreed to.
 Ordered—That the debate be adjourned until Tuesday, 27 October instant.
- 22 SUPERANNUATION BENEFITS BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).
 Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
 Ordered, after debate—That the debate be adjourned until Tuesday, 27 October instant.
- 23 PORT OF PORTLAND AUTHORITY BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Wood*).
 Motion made and question—That the debate be now adjourned (*Mr Ernst*)—put and agreed to.
 Ordered—That the debate be adjourned until Tuesday, 27 October instant.
- 24 PUBLIC ACCOUNT (INVESTMENT POWERS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).
 Motion made and question—That the debate be now adjourned (*Mr Jolly*)—put and agreed to.
 Ordered—That the debate be adjourned until Tuesday, 27 October instant.
- 25 PIPELINES (FEES) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).
 Motion made and question—That the debate be now adjourned (*Mr Jolly*)—put and agreed to.
 Ordered—That the debate be adjourned until Tuesday, 27 October instant.
- 26 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Government Buildings Advisory Council (Amendment) Bill without amendment.
- 27 EDUCATION (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.
 Business having been interrupted at 10.30 p.m.—
 Motion made and question—That the sitting be continued (*Mr Maclellan*)—put and agreed to.
 Debate resumed on question—That this Bill be now read a second time.
 And the House having continued to sit till after Twelve of the clock—
- WEDNESDAY, 14 OCTOBER 1981
- Bill read a second time and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read the third time.
 Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 28 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to amend the ‘Printers and Newspapers Act 1958’ and for other purposes*”.
- 29 PRINTERS AND NEWSPAPERS (AMENDMENT) BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 30 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to The Constitution Act Amendment (Conjoint Elections) Bill without amendment.

- 31 POSTPONEMENT OF REMAINING BUSINESS—Motion made and question—That the consideration of remaining business be postponed (*Mr Maclellan*)—put and agreed to.
- 32 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.
- And then the House, at fourteen minutes past Three o'clock in the morning, adjourned until later this day.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 15—Wednesday, 14 October 1981

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 QUESTIONS—(Pursuant to Standing Order No. 124).
- 3 PETITION—EAGLEHAWK AND LONG GULLY COMMUNITY HEALTH CENTRE—Mr McClure presented a Petition from certain citizens praying that the present salaried medical service which has operated successfully at the Eaglehawk and Long Gully Community Health Centre since 1974 will be retained; and that no further fees will be introduced at the Health Centre as most people in this area are in receipt of a low income or a pension.
- Ordered to lie on the Table.
- 4 PETITION—RETAIL TRADING HOURS—Mr Balfour presented a Petition from members of the Moe Chamber of Commerce and certain citizens praying that trading hours for retail shops not be increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the *Labour and Industry Act 1958* be properly enforced.
- Ordered to lie on the Table.
- 5 PETITIONS—ABORTION—Mr Balfour and Mr Fogarty, respectively, presented Petitions from certain citizens praying that legislation be introduced to establish a legal definition to the effect that an unborn child is a life in being and therefore a legal person for the purposes of the law relating to murder or manslaughter.
- Severally ordered to lie on the Table.
- 6 PETITION—RETAIL TRADING HOURS—Mr Birrell presented a Petition from certain citizens praying that trading hours for retail shops not be increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the *Labour and Industry Act 1958* be properly enforced.
- Ordered to lie on the Table.
- 7 PETITION—RETAIL TRADING HOURS—Mr Mathews presented a Petition from certain members of the Oakleigh Chamber of Commerce and certain citizens of Victoria praying that trading hours for retail shops not be increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the *Labour and Industry Act 1958* be properly enforced.
- Ordered to lie on the Table.

- 8 PETITION—RETAIL TRADING HOURS—Mr. Crellin presented a Petition from members of the Highbury Chamber of Commerce and certain citizens of Victoria praying that trading hours for retail shops not be increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the *Labour and Industry Act 1958* be properly enforced.

Ordered to lie on the Table.

- 9 PETITION—RETAIL TRADING HOURS—Dr Coghill presented a Petition from certain members of the Werribee Chamber of Commerce and certain citizens of Victoria praying that trading hours for retail shops not be increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the *Labour and Industry Act 1958* be properly enforced.

Ordered to lie on the Table.

- 10 PUBLIC BODIES REVIEW COMMITTEE—Mr Crabb brought up a Report from the Public Bodies Review Committee on the Economic Impact of Public Bodies in Victoria; together with an Appendix.

Ordered to lie on the Table and be printed.

- 11 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR (Nos. 28, 29)—Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:

Industrial Safety, Health and Welfare Bill.
Port of Portland Authority Bill.

- 12 FREEDOM OF INFORMATION BILL—Mr Maclellan obtained leave, with Mr Thompson, to bring in a Bill "*to give members of the public rights of access to official documents of the Government of Victoria and of its agencies and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 13 MARINE (AMENDMENT) BILL—Mr Wood obtained leave, with Mr Austin, to bring in a Bill "*to amend the 'Marine Act 1958' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 14 LABOUR AND INDUSTRY (FURTHER AMENDMENT) BILL—Mr Ramsay obtained leave, with Mr Borthwick, to bring in a Bill "*to amend the 'Labour and Industry Act 1958', the 'Hospitals Remuneration Tribunal Act 1978', the 'Health Commission Act 1977' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.

- 15 DIETITIANS BILL—Mr Borthwick obtained leave, with Mr Weideman, to bring in a Bill "*to re-enact and amend the Law relating to Dietitians and the Practice of Dietetics, and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 16 NATIONAL GALLERY OF VICTORIA AND THE VICTORIAN ARTS CENTRE (TERMS OF APPOINTMENT OF MEMBERS) BILL—Mr Lacy obtained leave, with Mr Jona, to bring in a Bill "*to amend the 'National Gallery of Victoria Act 1966', and the 'Victorian Arts Centre Act 1979' to make provisions with respect to the terms of appointment of members of the Council of Trustees of the National Gallery of Victoria and of members of the Victorian Arts Centre Trust, and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 17 GEELONG REGIONAL COMMISSION (AMENDMENT) BILL—Mr Ramsay obtained leave, with Mr Lieberman, to bring in a Bill “to amend the ‘Geelong Regional Commission Act 1977’ ”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 18 STAMPS (TRANSFER DUTY REFUND) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).
Motion made and question—That the debate be now adjourned (*Mr Jolly*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday, 28 October instant.
- 19 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 and 3 be postponed until later this day.
- 20 RAILWAYS (BORROWING POWERS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Crabb*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday, 28 October instant.
- 21 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 5 be postponed until later this day.
- 22 PRINTERS AND NEWSPAPERS (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Miller*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday, 28 October instant.
- 23 COUNTRY FIRE AUTHORITY (BORROWING POWERS) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 24 APPROPRIATION (1981–82, No. 1) BILL—Order read for resuming debate on question—That this Bill be now read a second time—and on the amendment—That all the words after “That” be omitted with the view of inserting in place thereof the words “this House refuses to read this Bill a second time until full details of the 1981–82 estimates of revenue and expenditure of each Victorian Public Body are supplied to this House”; debate resumed.
Question—That the words proposed to be omitted stand part of the question—put.

The House divided.

AYES, 46

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

NOES, 32

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

And so it was resolved in the affirmative.

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

Committee reported progress; to sit again tomorrow.

- 25 POSTPONEMENT OF ORDERS OF THE DAY, GOVERNMENT BUSINESS, AND NOTICES OF MOTION, GENERAL BUSINESS—Ordered—That the consideration of the remaining Orders of the Day, Government Business, and the Notices of Motion, General Business, be postponed until after Order of the Day, General Business, No. 1.

- 26 SHOP TRADING HOURS—Order read for resuming debate on question—That this House does not support a general extension of shop trading hours throughout Victoria—and on the amendment—That the following words be added to the motion: “and therefore declares that legislation to extend shop trading hours should not be introduced at least during the next three years and nine months”; debate resumed.

Further amendment proposed—That all the words after “legislation” be omitted with the view of inserting in place thereof the words “for any general extension of shop trading hours should not be introduced at least during the next three years and nine months unless approved by a referendum” (*Mr Ramsay*)—

Business having been interrupted at 10.30 p.m.—

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

Debate resumed on question and amendments thereto.

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

THURSDAY, 15 OCTOBER 1981

Debate continued on question and amendments.

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

The House divided.

AYES, 40

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

NOES, 38

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

And so it was resolved in the affirmative.

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

The House divided.

AYES, 38

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

NOES, 40

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

And so it passed in the negative.

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

Further amendment proposed—That the word “general” be omitted (*Mr Jasper*).

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

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

The House divided.

AYES, 40

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

NOES, 38

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

And so it was resolved in the affirmative.

Question—accordingly put.

The House divided.

AYES, 40

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

NOES, 38

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

And so it was resolved in the affirmative.

Ordered, after debate—That the debate be adjourned until tomorrow.

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

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

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

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 16—Thursday, 15 October 1981

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 QUESTIONS—(Pursuant to Standing Order No. 124).
- 3 PETITION—DENTAL HEALTH PROGRAMME—Mr Birrell presented a Petition from Members of the Montpellier School Council and certain citizens of Victoria praying that no cuts be made to the dental health programme and that it continues to serve schools in the State.
Ordered to lie on the Table.
- 4 PETITION—RETAIL TRADING HOURS—Mr Fordham presented a Petition from certain citizens praying that trading hours for retail shops not be increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the *Labour and Industry Act 1958* be properly enforced.
Ordered to lie on the Table.
- 5 PETITION—RETAIL TRADING HOURS—Mr Edmunds presented a Petition from certain Members of the Union Road Chamber of Commerce and certain citizens praying that trading hours for retail shops not be increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the *Labour and Industry Act 1958* be properly enforced.
Ordered to lie on the Table.
- 6 PETITION—WEEKEND TRADING HOURS—Mr Cox presented a Petition from certain citizens praying that the House take action to ensure that there be no further extension of those trading regulations already provided relative to weekend trading.
Ordered to lie on the Table.
- 7 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Albury-Wodonga (Victoria) Corporation—Report for the year 1979–80 (*In lieu of Interim Report tabled on 7 May 1981*).
 - Education Act 1958—Report of the Council of Adult Education for the year 1980–81.
 - Government Buildings Advisory Council—Report for the year 1980–81.
 - Hospitals and Charities Act 1958—Resumption of land at Mildura—Certificate of the Minister of Health.
 - National Parks Act 1975—
 - Consent of the Minister for Conservation to the Granting of an Exploration Licence to Geosearch Pty Ltd in Chiltern Park.
 - Consent of the Minister for Conservation to the Granting of an Extractive Industry Lease to J. J. Matheson and Sons in Chiltern Park.
 Statutory Rules under the following Acts:
 - Building Industry Long Service Leave Act 1975—No. 437.
 - Fisheries Act 1968—No. 438.
 - Health Act 1958—No. 435.
 - Police Regulation Act 1958—No. 436.
- 8 POSTPONEMENT OF NOTICES OF MOTION, GENERAL BUSINESS—Ordered—That the consideration of the Notices of Motion, General Business, be postponed until later this day.

- 9 GRIEVANCES—Question—That grievances be noted—put, after debate, and agreed to.
- 10 TRANSPORT REGULATION (LICENCE FEES ABOLITION) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Walsh*)—put and agreed to.
Ordered—That the debate be adjourned until Thursday, 29 October instant.
- 11 METROPOLITAN FIRE BRIGADES (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Edmunds*)—put and agreed to.
Ordered—That the debate be adjourned until Thursday next.
- 12 PLANNING APPEALS BOARD (CHIEF CHAIRMAN'S PENSION) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Lieberman*).
Motion made and question—That the debate be now adjourned (*Mr Edmunds*)—put and agreed to.
Ordered—That the debate be adjourned until Thursday next.
- 13 DIETITIANS BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Borthwick*).
Motion made and question—That the debate be now adjourned (*Mr Roper*)—put and agreed to.
Ordered—That the debate be adjourned until Thursday, 29 October instant.
- 14 NATIONAL GALLERY OF VICTORIA AND THE VICTORIAN ARTS CENTRE (TERMS OF APPOINTMENT OF MEMBERS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Lacy*).
Motion made and question—That the debate be now adjourned (*Mr Edmunds*)—put and agreed to.
Ordered—That the debate be adjourned until Thursday next.
- 15 GEELONG REGIONAL COMMISSION (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Ramsay*).
Motion made and question—That the debate be now adjourned (*Mr Mathews*)—put and agreed to.
Ordered—That the debate be adjourned until Thursday next.
- 16 LABOUR AND INDUSTRY (FURTHER AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Ramsay*).
Motion made and question—That the debate be now adjourned (*Mr Simmonds*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday next.
- 17 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Education (Amendment) Bill without amendment.
- 18 POSTPONEMENT OF NOTICES OF MOTION, GENERAL BUSINESS—Ordered, after debate—That Notices of Motion, General Business, Nos. 1 to 5 inclusive, 21, 27, 28 and 30 be postponed until after the consideration of the remainder of the Notices of Motion, General Business.
- 19 VICTORIAN MEAT INDUSTRY AUTHORITY BILL—Mr Hann obtained leave, with Mr Whiting, to bring in a Bill "to constitute the Victorian Meat Industry Authority.

- to make provision with respect to the objects and powers of the Authority, and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 20 CONSTITUTION (COUNCIL POWERS) BILL—Mr Cain obtained leave, with Mr Miller, to bring in a Bill *"to limit the Powers of the Legislative Council with respect to Money Bills, to amend the 'Constitution Act 1975' and for other purposes"*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 21 HOSPITALS REMUNERATION TRIBUNAL (MEDICAL FEES) BILL—Mr Roper obtained leave, with Mr Cain, to bring in a Bill *"to amend the 'Hospitals Remuneration Tribunal Act 1978' with respect to the rates of Remuneration of Medical Practitioners"*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 22 CONSTITUTION (AMENDMENT) BILL—Mr Ginifer obtained leave, with Mr Simmonds, to bring in a Bill *"to amend the 'Constitution Act 1975'"*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 23 ELECTORAL COMMISSION BILL—Mr Cain obtained leave, with Mr Fordham, to bring in a Bill *"to establish an Electoral Commission for dividing the State of Victoria from Time to Time into Electoral Provinces for the Legislative Council and Electoral Districts for the Legislative Assembly"*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 24 LOCAL GOVERNMENT (SECURITY GLAZING) BILL—Mr Edmunds obtained leave, with Mr Hockley, to bring in a Bill *"to amend Section 925 of the 'Local Government Act 1958' with respect to the Installation of Bullet-resistant Glass in Premises used for Banking or the Receipt of Money from the Public"*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 25 EQUAL OPPORTUNITY (CLUBS) BILL—Mrs Toner obtained leave, with Mr Gavin, to bring in a Bill *"to amend Section 33 of the 'Equal Opportunity Act 1977'"*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 26 ANZAC DAY (PUBLIC HOLIDAY) BILL—Mr Simmonds obtained leave, with Miss Callister, to bring in a Bill *"to amend Section 3 of the 'Anzac Day Act 1958'"*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 27 HANDICAPPED PERSONS ANTI-DISCRIMINATION BILL—Dr Coghill obtained leave, with Mr Roper, to bring in a Bill *"to render unlawful certain kinds of discrimination on the grounds of physical impairment, to amend the 'Equal Opportunity Act 1977', the 'Health Act 1958', the 'Housing Act 1958' and the 'Local Government Act 1958' and for other purposes"*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 28 POISONS (FORFEITURE OF ILLEGAL DRUG PROFITS) BILL—Mr Roper obtained leave, with Mr Miller, to bring in a Bill *"to amend the 'Poisons Act 1962' to permit the forfeiture of profits accrued by the illegal trafficking of drugs"*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 29 CONSTITUTION (FURTHER AMENDMENT) BILL—Mr Cain obtained leave, with Mr Miller, to bring in a Bill *"to amend Section 50 of the 'Constitution Act 1975', to amend Part V. of 'The Constitution Act Amendment Act 1958' and for other purposes"*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 30 PUBLIC RECORDS (AMENDMENT) BILL—Mr Edmunds obtained leave, with Mr Cathie, to bring in a Bill “to amend Section 10 of the ‘Public Records Act 1973’ with respect to reducing the Maximum Period for which Public Records may be withheld from Access by the Public”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 31 ENVIRONMENT PROTECTION (LEAD IN PETROL) BILL—Mr Roper obtained leave, with Dr Vaughan, to bring in a Bill “to amend the ‘Environment Protection Act 1970’ with respect to the allowable Content of Lead in Petrol and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 32 PUBLIC SERVICE (EMPLOYMENT OF ALIENS) BILL—Mr Ginifer obtained leave, with Mr Cain, to bring in a Bill “to amend the ‘Public Service Act 1974’ with respect to the Employment in the Public Service of Persons who are not Australian Citizens or British Subjects”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 33 HISTORIC BUILDINGS (HISTORIC AREAS) BILL—Mr Cain obtained leave, with Mr Gavin, to bring in a Bill “to amend the ‘Historic Buildings Act 1974’”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 34 ROAD TRAFFIC (CHILDREN IN STATIONARY VEHICLES) BILL—Mr Roper obtained leave, with Dr Vaughan, to bring in a Bill “to make Provision with respect to leaving Children unsupervised in stationary vehicles and imposing and enforcing Penalties with respect thereto, to amend the ‘Road Traffic Act 1958’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 35 WILDLIFE (SPRING TRAPS) BILL—Mr Edmunds obtained leave, with Dr Coghill, to bring in a Bill “to amend the ‘Wildlife Act 1975’ to prohibit the Use of certain Steel Jaw Traps in Hunting or taking Wildlife”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 36 VAGRANCY (AMENDMENT) BILL—Mr Cain obtained leave, with Mr Miller, to bring in a Bill “to amend the ‘Vagrancy Act 1966’”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 37 REFUSAL OF MEDICAL TREATMENT BILL—Mr Roper obtained leave, with Dr Coghill, to bring in a Bill “to enable persons to refuse medical treatment in certain circumstances”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 38 STATUS OF CHILDREN (ARTIFICIAL INSEMINATION) BILL—Mr Roper obtained leave, with Mr Mathews, to bring in a Bill “to amend the ‘Status of Children Act 1974’ with respect to Children conceived by Artificial Insemination”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 39 FREEDOM OF INFORMATION BILL (No. 2)—Mr Cain obtained leave, with Mr Miller, to bring in a Bill “to give Members of the Public Rights of Access to Official Documents of the Government of Victoria and of its Agencies and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 40 POSTPONEMENT OF REMAINING BUSINESS—Motion made and question—That the consideration of remaining business be postponed (*Mr Wood*)—put and agreed to.

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

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

J. H. CAMPBELL
Clerk of the Legislative Council

S. J. PLOWMAN
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 17 and 18

No. 17—Tuesday, 20 October 1981

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 QUESTIONS—(Pursuant to Standing Order No. 124).
- 3 PETITION—CONCESSIONAL ELECTRICITY AND GAS ACCOUNTS—Mr Fordham presented a Petition from certain citizens praying that the Parliament take immediate and positive action to ensure that the State Electricity Commission and the Gas and Fuel Corporation introduce a concessional rebate of 50 per cent of electricity and gas accounts for all those in receipt of State or Federal pensions and fixed incomes.
Ordered to lie on the Table.
- 4 PETITION—STATE ELECTRICITY COMMISSION CHARGES INQUIRY—Mrs Toner presented a Petition from certain citizens praying that the Government instigate an inquiry into the running of the State Electricity Commission to find out the reasons for the huge increases in their charges and to review charges to alleviate the considerable hardship imposed on consumers.
Ordered to lie on the Table.
- 5 PETITION—WEEKEND TRADING HOURS—Mr Smith (*South Barwon*) presented a Petition from certain citizens praying that the House take action to ensure that there be no further extension of those trading regulations already provided relative to weekend trading.
Ordered to lie on the Table.
- 6 PETITIONS—RETAIL TRADING HOURS—Mr Fordham, Mr Walsh, Mr Edmunds, Mr Roper, Mr Cathie, Mr Gavin, Mr Rowe, Mr Ernst, Mr Evans (*Gippsland East*), Mr Culpin, Mrs Toner, Mr Ginifer, Mr Crabb, Miss Callister, Mr Balfour, Mr Wilkes, Mr Mathews, Mr Miller, Mr Simmonds, Mr King, Mr Fogarty, Mr Coleman, Dr Coghill and Mr Stirling, respectively, presented Petitions from the Meat and Allied Trades Federation of Australia (Victorian Division) and certain citizens of Victoria praying that trading hours for retail shops be not increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the *Labour and Industry Act 1958* be properly enforced.
Severally ordered to lie on the Table.
- 7 PETITION—RETAIL TRADING HOURS—Mr Hockley presented a Petition from Members of the East Bentleigh Chamber of Commerce and certain citizens of Victoria praying that trading hours for retail shops not be increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the *Labour and Industry Act 1958* be properly enforced.
Ordered to lie on the Table.
- 8 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
Environment Protection Authority—Report for the year 1980–81—Ordered to be printed.

- Fisheries Act 1968—Report of the Commercial Fisheries Section, Fisheries and Wildlife Division, for the year 1979–80.
- Land Conservation Council—Report for the year 1980–81—Ordered to be printed.
- Minerals and Energy—Report of the Department for the year 1978.
- Small Business Development Corporation—Report for the year 1980–81.
- Town and Country Planning Act 1961—
- Ararat—City of Ararat Planning Scheme, Amendment No. 28.
 - Bacchus Marsh—Shire of Bacchus Marsh Planning Scheme, Amendment No. 12.
 - Horsham—City of Horsham Planning Scheme 1973, Amendment No. 63 (1980).
 - Kilmore—Shire of Kilmore Planning Scheme, Amendment No. 21 (1977).
 - Knox—City of Knox Planning Scheme 1965, Amendment No. 223 (Part 1) (1980).
 - Lillydale—Shire of Lillydale Planning Scheme 1958, Amendment No. 39 (1973).
 - Melbourne Metropolitan Planning Scheme, Amendment No. 139 (Part 2).
 - Portland Planning Scheme (Town of Portland), Amendment No. 21 (Part 2) (1981).
 - Warrnambool—
 - City of Warrnambool Planning Scheme.
 - City of Warrnambool Planning Scheme, Amendment No. 4.
- Victorian Film Corporation—Report for the year 1979–80.
- 9 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 30)—ASSENT TO BILLS—
Informing the Assembly that he had, that day, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:
- Government Buildings Advisory Council (Amendment) Bill.
 - The Constitution Act Amendment (Conjoint Elections) Bill.
 - Education (Amendment) Bill.
- 10 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 31)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Dietitians Bill.
- 11 LABOUR AND INDUSTRY (FURTHER AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read the third time.
- Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 12 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 and 3, be postponed until later this day.
- 13 APPROPRIATION (1981–82, No. 1) BILL—Further considered in Committee.
Committee reported progress.
Business having been interrupted at 10.30 p.m.—
Motion made and question—That the sitting be continued (*Mr Maclellan*)—put and agreed to.
Further considered in Committee.
Committee reported progress; to sit again tomorrow.

- 14 MESSAGES FROM THE LEGISLATIVE COUNCIL—Agreeing to the following Bills without amendment:
 Industrial Relations (Secret Ballots) Bill.
 Labour and Industry (Further Amendment) Bill.
- 15 POSTPONEMENT OF REMAINING BUSINESS—Motion made and question—That the consideration of remaining business be postponed (*Mr Jona*)—put and agreed to.
- 16 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.
 And then the House, at seven minutes past Eleven o'clock, adjourned until tomorrow.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 13—Wednesday, 21 October 1981

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 QUESTIONS—(Pursuant to Standing Order No. 124).
- 3 PETITION—WEEKEND TRADING HOURS—Mr Birrell presented a Petition from certain citizens praying that the House take action to ensure that there be no further extension of those trading regulations already provided relative to weekend trading.
 Ordered to lie on the Table.
- 4 PETITION—ABORTION—Mr McGrath presented a Petition from certain citizens praying that legislation be introduced to establish a legal definition to the effect that an unborn child is a life in being and therefore a legal person for the purposes of the law relating to murder or manslaughter.
 Ordered to lie on the Table.
- 5 PETITION—HARTWELL PRIMARY SCHOOL—Mr Cox presented a Petition from members of the Hartwell Primary School community praying that the current classification and principal are retained because any change would be detrimental to the educational welfare of the children.
 Ordered to lie on the Table.
- 6 PETITIONS—RETAIL TRADING HOURS—Mr Whiting, Mrs Chambers, Mr Trewin, Mrs Patrick, Mr Richardson, Mr Skeggs, Mrs Sibree, Mr McGrath, Mr Templeton, Mr Remington, Mr Ebery, Mr Simpson, Mr Burgin, Mr Sidiropoulos, Mr Smith (*South Barwon*) and Mr Brown, respectively, presented Petitions from the Meat and Allied Trades Federation of Australia (Victorian Division) and certain citizens of Victoria praying that trading hours for retail shops not be increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the *Labour and Industry Act 1958* be properly enforced.
 Severally ordered to lie on the Table.
- 7 PETITION—RETAIL TRADING HOURS—Mr Cox presented a Petition from certain Members of the Rangeview Chamber of Commerce and certain citizens of Victoria praying that trading hours for retail shops not be increased, in view

of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the *Labour and Industry Act 1958* be properly enforced.

Ordered to lie on the Table.

- 8 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Films (Amendment) Bill without amendment.
- 9 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for "*An Act to amend the 'Coroners Act 1958' with respect to the Making of Post-mortem Examinations, to amend the 'Registration of Births Deaths and Marriages Act 1959', and for other purposes*".
- 10 CORONERS (AMENDMENT) BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 11 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 32)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Port of Melbourne Authority (Borrowing Powers) Bill.
- 12 PORT OF MELBOURNE AUTHORITY (BORROWING POWERS) BILL—Mr Wood, pursuant to Standing Order No. 169, obtained leave, with Mr Austin, to bring in a Bill "*to increase the Borrowing Powers of the Port of Melbourne Authority and to amend the 'Port of Melbourne Authority Act 1958'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 13 CREDIT BILL—Mr Maclellan obtained leave, with Mr Thompson, to bring in a Bill "*relating to the provision of credit and the regulation of contracts providing credit and of matters connected with the provision of credit, to make provision for the licensing of certain persons and for other matters, to repeal the 'Money Lenders Act 1958', to amend the 'Hire-Purchase Act 1959', to amend certain other Acts and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 14 GOODS (SALES AND LEASES) BILL—Mr Maclellan obtained leave, with Mr Thompson, to bring in a Bill "*relating to Conditions and Warranties in certain Sales and Leases, to amend the 'Goods Act 1958' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 15 CHATTEL SECURITIES BILL—Mr Maclellan obtained leave, with Mr Thompson, to bring in a Bill "*to make Provision relating to Chattel Securities and for that Purpose to amend the 'Instruments Act 1958', the 'Transport Regulation Act 1958' and the 'Motor Car Act 1958' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 16 JURIES (AMENDMENT) BILL—Mr Maclellan obtained leave, with Mr Lieberman, to bring in a Bill "*to amend the 'Juries Act 1967' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 17 MOTOR CAR (AMENDMENT) BILL—Mr Maclellan obtained leave, with Mr Thompson, to bring in a Bill "*to amend the 'Motor Car Act 1958'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 18 VICTORIAN COLLEGE OF THE ARTS (AMENDMENT) BILL—Mr Lacy, pursuant to motion moved on his behalf by Mr Maclellan, obtained leave, with Mr Maclellan, to bring in a Bill "*to amend section 5 of the 'Victorian College of the Arts Act 1981'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 19 INDUSTRIAL TRAINING (FURTHER AMENDMENT) BILL—Mr Dixon obtained leave, with Mr Ramsay, to bring in a Bill “to amend further the ‘Industrial Training Act 1975’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 20 APPROPRIATION (1981–82, No. 1) BILL—Further considered in Committee. Committee reported progress. Business having been interrupted at 10.30 p.m.— Motion made and question—That the sitting be continued (*Mr Maclellan*)—put and agreed to. Further considered in Committee. And having continued to sit till after Twelve of the clock—
- THURSDAY, 22 OCTOBER 1981
- Further considered in Committee and reported without amendment; read the third time, after debate. Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 21 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Country Fire Authority (Borrowing Powers) Bill without amendment.
- 22 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “An Act to amend the ‘County Court Act 1958’, the ‘Supreme Court Act 1958’ and the ‘Magistrates’ Courts Act 1971’ to restrict the Publication of Information with respect to Debtors”.
- 23 LISTING OF DEBTORS BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 24 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “An Act to amend the ‘Magistrates (Summary Proceedings) Act 1975’”.
- 25 MAGISTRATES (SUMMARY PROCEEDINGS) (TRAFFIC COURTS) BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 26 ADJOURNMENT—Motion made and question—That the House, at its rising, adjourn until Tuesday next (*Mr Maclellan*)—after debate, put. The House divided.

AYES, 39

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

NOES, 26

Miss Callister	Mr Gavin	Mr Roper	Mr Trezise
Mr Cathie	Mr Ginifer	Mr Sidiropoulos	Dr Vaughan
Dr Coghill	Mr King	Mr Simmonds	Mr Walsh
Mr Crabb	Mr Kirkwood	Mr Simpson	
Mr Edmunds	Mr Mathews	Mr Spyker	<i>Tellers</i>
Mr Fogarty	Mr Miller	Mr Stirling	Mr Ernst
Mr Fordham	Mr Remington	Mrs Toner	Mr Rowe

And so it was resolved in the affirmative.

27. POSTPONEMENT OF REMAINING BUSINESS—Ordered—That the consideration of remaining business be postponed.

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

And then the House, at nineteen minutes past Four o'clock in the morning, adjourned until Tuesday next.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 19, 20, 21, and 22

No. 19—Tuesday, 27 October 1981

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 QUESTIONS—(Pursuant to Standing Order No. 124).
- 3 PETITION—STATE ELECTRICITY COMMISSION—Mr Cathie presented a Petition from certain citizens praying that the Government will—(a) conduct a public enquiry into the affairs of the State Electricity Commission; (b) revoke the latest electricity price rise and supply charge; and (c) take charge of all Victoria's energy resources of gas, coal and oil.
Ordered to lie on the Table.
- 4 PETITION—RETAIL TRADING HOURS—Mr Crabb presented a Petition from certain members of the Fern Tree Gully Chamber of Commerce and certain citizens of Victoria praying that trading hours for retail shops not be increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the *Labour and Industry Act 1958* be properly enforced.
Ordered to lie on the Table.
- 5 PETITION—GEMBROOK—DANDENONG BUS SERVICE—Mr Crabb presented a Petition from certain citizens praying that the Parliament take positive and immediate action to establish a daily bus service from Gembrook to Dandenong.
Ordered to lie on the Table.
- 6 PETITION—NORTHCOTE HIGH SCHOOL—Mr Wilkes presented a Petition from the parents and friends of Northcote High School praying that the post-primary facility schedule will be revised in consultation with the Principals' Association and all other school bodies and that Northcote High School will retain the four portable relocatable buildings so that it may continue to provide the basic education facilities needed for this school.
Ordered to lie on the Table.
- 7 PETITIONS—RETAIL TRADING HOURS—Mr Ross-Edwards, Mr McClure, Mr McCance, Mr Hockley, Mr Mackinnon, Mr Tanner, Mr Williams, Mr McInnes, Dr Vaughan, Mr Spyker, Mr Burgin, Mr McKellar, Mr Kirkwood, Mr McArthur, Mr Hann, Mr Crellin and Mr Brown, respectively, presented Petitions from the Meat and Allied Trades Federation of Australia (Victorian Division) and certain citizens of Victoria praying that trading hours for retail shops not be increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the *Labour and Industry Act 1958* be properly enforced.
Severally ordered to lie on the Table.
- 8 PETITIONS—WEEKEND TRADING HOURS—Mr Gavin, Mr Simpson and Mr Hayes, respectively, presented Petitions from certain citizens praying that the House take action to ensure that there be no further extension of those trading regulations already provided relative to weekend trading.
Severally ordered to lie on the Table.

9 MINISTERIAL STATEMENT—ROYAL COMMISSION INTO HOUSING COMMISSION LAND PURCHASES—Mr Kennett making a Ministerial Statement relating to the Royal Commission on Housing Commission Land Purchases—

Member named and suspended—The Honourable Member for Dromana (Mr Dunstan) having been named by Mr Speaker for disregarding the authority of the Chair—

Motion made and question—That the Honourable Member for Dromana (Mr Dunstan) be suspended from the service of the House (*Mr Maclellan*)—put.

The House divided.

AYES, 47

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

NOES, 30

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

And so it was resolved in the affirmative.

Ministerial Statement continued.

Ordered, after debate—That the Ministerial Statement and the Report of the Royal Commission be taken into consideration tomorrow.

10 PAPERS—Mr Speaker presented—

Finance 1980–81—Statement of Receipts and Payments of the Consolidated Fund and the Trust Fund for the year ended 30 June 1981, accompanied by the Report of the Auditor-General and by the Documents specified in the Forty-Seventh Section of the Audit Act.

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

Mr Kennett presented, by command of His Excellency the Governor—

Housing Commission Land Purchases—Report of the Royal Commission (Volumes A, B, C and D).

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

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

Country Roads Board—Report for the year 1980–81—Ordered to be printed.

Gas and Fuel Corporation—Report for the year 1980–81—Ordered to be printed.

National Parks Act 1975—Consent of the Minister for Conservation to the renewal of Exploration Licences Nos. 552, 596 and 597 in the Snowy River National Park and Tingaringy National Park.

State Rivers and Water Supply Commission—Report for the year 1980–81 (Volumes 1 and 2)—Severally ordered to be printed.

Statutory Rules under the following Acts:

Consumer Affairs Act 1972—No. 442.

Dentists Act 1972—No. 444.

Health Act 1958—No. 443.

Landlord and Tenant Act 1958—No. 455.

Legal Profession Practice Act 1958—No. 447.

Liquor Control Act 1968—No. 453.

Local Government Act 1958—No. 434.

Motor Car Traders Act 1973—No. 441.

Police Regulation Act 1958—No. 452.

Public Service Act 1974—Nos. 439, 440, PSD Nos. 131 to 134, 137 to 152.

Railways Act 1958—Nos. 445, 446.

Residential Tenancies Act 1980—No. 456.

Supreme Court Act 1958—Planning Appeals Board Act 1980—No. 450.

Supreme Court Act 1958—Victorian Economic Development Corporation Act 1981—No. 449.

Water Act 1958—No. 448.

Town and Country Planning Act 1961—Flinders—Shire of Flinders Planning Scheme 1962, Amendment No. 119 (1979).

Young Farmers Finance Council—Report for the year 1980–81.

- 11 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for "*An Act to amend the 'Bail Act 1977' "*".
- 12 BAIL (AMENDMENT) BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 13 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for "*An Act to make further Provision with respect to the Powers of the Law Reform Commissioner, to amend the 'Law Reform Act 1973' and for other purposes*".
- 14 LAW REFORM BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 15 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for "*An Act to amend the 'Magistrates' Courts Act 1971' "*".
- 16 MAGISTRATES' COURTS (AMENDMENT) BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 17 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the French Island (Land Exchange) Bill without amendment.
- 18 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 33)—ASSENT TO BILLS—Informing the Assembly that he had, that day, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:
 - Labour and Industry (Further Amendment) Bill.
 - Industrial Relations (Secret Ballots) Bill.
 - Films (Amendment) Bill.
 - Country Fire Authority (Borrowing Powers) Bill.
 - French Island (Land Exchange) Bill.
- 19 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 34)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Workers Compensation (Insurers Guarantee and Compensation Supplementation Fund) Bill.

- 20 WORKERS COMPENSATION (INSURERS GUARANTEE AND COMPENSATION SUPPLEMENTATION FUND) BILL—Mr Thompson, pursuant to Standing Order No. 169, obtained leave, with Mr Borthwick, to bring in a Bill “to make provision with respect to the application of any surplus in the Insurers Guarantee and Compensation Supplementation Fund, to amend the ‘Workers Compensation Act 1958’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 21 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 35)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Gift Duty (Amendment) Bill.
- 22 GIFT DUTY (AMENDMENT) BILL—Mr Thompson, pursuant to Standing Order No. 169, obtained leave, with Mr Borthwick, to bring in a Bill “to amend the ‘Gift Duty Act 1971’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 23 PORT OF MELBOURNE AUTHORITY (BORROWING POWERS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Wood*).
Motion made and question—That the debate be now adjourned (*Mr Rowe*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 10 November next.
- 24 VICTORIAN COLLEGE OF THE ARTS (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Wood*).
Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 10 November next.
- 25 INDUSTRIAL TRAINING (FURTHER AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Dixon*).
Motion made and question—That the debate be now adjourned (*Mr Simmonds*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 10 November next.
- 26 CORONERS (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Miller*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 10 November next.
- 27 MOTOR CAR (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Edmunds*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 10 November next.
- 28 LISTING OF DEBTORS BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Miller*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 10 November next.
- 29 MAGISTRATES (SUMMARY PROCEEDINGS) (TRAFFIC COURTS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Miller*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 10 November next.

- 30 JURIES (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
- Motion made and question—That the debate be now adjourned (*Mr Miller*)—put and agreed to.
- Ordered—That the debate be adjourned until Tuesday, 10 November next.
- 31 BUSINESS FRANCHISE (PETROLEUM PRODUCTS) (FEES) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.
- Business having been interrupted at 10.30 p.m.—
- Motion made and question—That the sitting be continued (*Mr Maclellan*)—put and agreed to.
- Debate resumed on question—That this Bill be now read a second time.
- Motion made and question—That the debate be now adjourned (*Mr Crabb*)—put and agreed to.
- Ordered—That the debate be adjourned until tomorrow.
- 32 ADJOURNMENT—Motion made and question—That the House, at its rising, adjourn until tomorrow at half-past Ten o'clock (*Mr Maclellan*)—put and agreed to.
- 33 POSTPONEMENT OF REMAINING BUSINESS—Ordered—That the consideration of remaining business be postponed.
- 34 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.
- And then the House, at twenty-eight minutes past Eleven o'clock, adjourned until tomorrow.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 20—Wednesday, 28 October 1981

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 QUESTIONS—(Pursuant to Standing Order No. 124).
- 3 PETITION—ABORTION—Mr Tanner presented a Petition from certain citizens praying that legislation be introduced to establish a legal definition to the effect that an unborn child is a life in being and therefore a legal person for the purposes of the law relating to murder or manslaughter.
- Ordered to lie on the Table.
- 4 PETITION—UPFIELD RAILWAY—Mr Gavin presented a Petition from certain citizens praying that the Upfield to Melbourne rail service be fully restored and that there be a public inquiry into the transport needs of all people with the view to providing an efficient and economical service to the State of Victoria.
- Ordered to lie on the Table.

- 5 PETITIONS—RETAIL TRADING HOURS—Mr Birrell, Mr Jolly, Mr Reynolds, Mrs Sibree and Mr Jasper, respectively, presented Petitions from the Meat and Allied Trades Federation of Australia (Victorian Division) and certain citizens of Victoria praying that trading hours for retail shops not be increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the *Labour and Industry Act 1958* be properly enforced.
- Severally ordered to lie on the Table.
- 6 PETITION—BINGO LEVY—Mr Birrell presented a Petition from participants of the Eastern Park Bowling Club bingo sessions praying that the decision in the State Budget to increase the levy on the receipts from games of bingo be rescinded.
- Ordered to lie on the Table.
- 7 PAPERS—The following Papers, pursuant to a direction of an Act of Parliament, were laid upon the Table by the Clerk:
- Statutory Rules under the following Acts:
 Parliamentary Salaries and Superannuation Act 1968—No. 451.
 Public Service Act 1974—PSD No. 136.
- 8 CHATTEL SECURITIES BILL, CREDIT BILL AND GOODS (SALES AND LEASES) BILL—Motion made, by leave, and question—That this House authorizes and requires Mr Speaker to permit the second reading and subsequent stages of the Chattel Securities Bill, the Credit Bill and the Goods (Sales and Leases) Bill to be moved and debated concurrently (*Mr Maclellan*)—put and agreed to.
- 9 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR (Nos. 36, 37, 38)—Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:
- Industrial Training (Further Amendment) Bill.
 Motor Car (Amendment) Bill.
 Juries (Amendment) Bill.
- 10 WORKERS COMPENSATION (AMENDMENT) BILL—Mr Ramsay obtained leave, with Mr Thompson, to bring in a Bill “to amend the ‘Workers Compensation Act 1958’, to amend the ‘Workers Compensation (Amendment) Act 1978’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and, after debate, read a second time tomorrow.
- 11 ENVIRONMENT PROTECTION (LICENCE FEES) BILL—Mr Wood obtained leave, with Mr Borthwick, to bring in a Bill “to amend the ‘Environment Protection Act 1970’ to increase Licence Fees and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 BUILDING CONTROL BILL—Mr Lieberman obtained leave, with Mr Kennett, to bring in a Bill “to consolidate and amend and make further Provision for the Law relating to Building, to provide for the better Regulation of Building, to establish a Division of Building Control, a Building Control Technical Advisory Council, a Building Control Accreditation Authority, a Plumbers Gasfitters and Drainers Registration Board, a Building Qualifications Board and Building Referees Boards, to amend the ‘Health Act 1958’, the ‘Housing Act 1958’, the ‘Labour and Industry Act 1958’, the ‘Local Government Act 1958’ and other Acts and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 13 BUSINESS FRANCHISE (PETROLEUM PRODUCTS) (LICENCE FEES) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.

Question—put.

The House divided.

AYES, 45

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

NOES, 32

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

And so it was resolved in the affirmative.

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

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

The House divided.

AYES, 45

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

NOES, 32

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

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

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

- 14 TRANSPORT (FEES) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.

Question—put.

The House divided.

AYES, 47

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

NOES, 32

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

And so it was resolved in the affirmative.

Bill read a second time and leave having been granted for the third reading to be proposed forthwith—

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

The House divided.

AYES, 47

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

NOES, 32

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

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

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

- 15 CREDIT BILL, GOODS (SALES AND LEASES) BILL AND CHATTEL SECURITIES BILL—Motion made and question proposed—That these Bills be now read a second time (*Mr Maclellan*).

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

Ordered—That the debate be adjourned until Wednesday, 18 November next.

- 16 BAIL (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).

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

Ordered—That the debate be adjourned until Wednesday, 11 November next.

- 17 LAW REFORM BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).

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

Ordered—That the debate be adjourned until Tuesday, 10 November next.

- 18 MAGISTRATES' COURTS (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).

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

Ordered—That the debate be adjourned until Tuesday, 10 November next.

- 19 WORKERS COMPENSATION (INSURERS GUARANTEE AND COMPENSATION SUPPLEMENTATION FUND) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).

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

Ordered—That the debate be adjourned until Wednesday, 11 November next.

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

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

Ordered—That the debate be adjourned until Wednesday, 11 November next.

- 21 PUBLIC AUTHORITIES (CONTRIBUTIONS) BILL—Order read for resuming debate on question—That this Bill now be read a second time; debate resumed.

Amendment proposed—That all words after “That” be omitted with the view of inserting in place thereof the words “this House refuses to read this Bill a second time until the Government provides the House with details of the basis of its energy pricing policy, including the impact of price increases on energy consumption, equity, and the profitability of the Gas and Fuel Corporation” (*Mr Jolly*)—and, after debate—

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

The House divided.

AYES, 43

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

NOES, 30

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

And so it was resolved in the affirmative.

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

The House divided.

AYES, 43

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

NOES, 30

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

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read the third time forthwith.

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

- 22 TEACHER EDUCATION ENQUIRY—Motion made, by leave, and question—That there be presented to this House a copy of the Final Report of the Committee of the Victorian Enquiry into Teacher Education (*Mr Lacy*)—put and agreed to.

- 23 PAPER—Mr Lacy presented—

Teacher Education—Final Report of Committee of Victorian Enquiry—Return to the foregoing Order.

Ordered to lie on the Table and to be printed.

- 24 MINISTERIAL STATEMENT—TEACHER EDUCATION ENQUIRY—Mr Lacy made a Ministerial Statement relating to the Final Report of the Committee of Victorian Enquiry into Teacher Education.

Motion made, by leave, and question proposed—That this House takes note of the Ministerial Statement and the Final Report of the Committee of Victorian Enquiry into Teacher Education (*Mr Lacy*)—and, after debate—

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

Ordered—That the debate be adjourned until tomorrow.

- 25 PIPELINES (FEES) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.

Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this Bill be withdrawn and redrafted to exempt trunk pipelines which convey natural gas from the payment of the pipeline operation fee and to correspondingly increase such fee payable for trunk pipelines conveying other than natural gas” (*Mr Jolly*)—and, after debate—

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

The House divided.

AYES, 46

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

NOES, 32

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

And so it was resolved in the affirmative.

Bill read a second time and committed; considered in Committee and reported with an amendment; as amended, considered, and amendment agreed to; read the third time.

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

26 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 39)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Probate Duty Bill.

27 PROBATE DUTY BILL—Mr Thompson, pursuant to Standing Order No. 169, obtained leave, with Mr Borthwick, to bring in a Bill “to amend the ‘Probate Duty Act 1962’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

28 WORKS AND SERVICES APPROPRIATION BILL—Order read for resuming debate on question—That this Bill now be read a second time; debate resumed.

Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this House refuses to read this Bill a second time until the methods of raising funds for works and services are restructured by establishing a Victorian Development Fund to ensure that the level of works and services expenditure in 1981–82 is at least maintained in real terms” (*Mr Jolly*)—and, after debate—

Business having been interrupted at 10.30 p.m.—

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

Debate resumed on question and amendment.

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

Ordered—That the debate be adjourned until tomorrow.

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

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

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 21—Thursday, 29 October 1981

1 Mr Speaker took the Chair and read the Prayer.

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

- 3 PETITION—WEEKEND TRADING HOURS—Mr Hockley presented a Petition from certain citizens that the House take action to ensure that no further extension be granted of weekend trading hours.

Ordered to lie on the Table.

- 4 PETITION—WOOD CHIPPING IN OTWAY RANGES—Mr Ernst presented a Petition from certain citizens praying that the House reconsider the proposal for woodchip harvesting in the Otway Ranges and that consideration be given to the need for an Environmental Effects Statement.

Ordered to lie on the Table.

- 5 PETITION—LOTTERIES GAMING AND BETTING (AMENDMENT) BILL—Mr Trezise presented a Petition from certain citizens praying that the sections of the Lotteries Gaming and Betting (Amendment) Bill relating to bingo, introduced into the Legislative Assembly on 9 September 1981 be not proceeded with.

Ordered to lie on the Table.

- 6 PETITION—RETAIL TRADING HOURS—Mr Collins presented a Petition from the Meat and Allied Trades Federation of Australia (Victorian Division) and certain citizens of Victoria praying that trading hours for retail shops not be increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the *Labour and Industry Act 1958* be properly enforced.

Ordered to lie on the Table.

- 7 PETITIONS—MELBOURNE'S WATER CATCHMENTS—Mr Walsh, Mr Edmunds, Mr Hockley, Mr Mackinnon, Mrs Patrick, Mr Tanner, Mr Williams, Mr Culpin, Mr Spyker, Mr Skeggs, Mr Templeton, Mr Simpson, Mr Mathews, Mr Miller, Mr Simmonds, Dr Coghil and Mr Stirling, respectively, presented Petitions from certain citizens of Victoria praying that the House takes action to ensure that—(a) no logging shall take place in Melbourne's catchments; (b) the recently created catchments be upgraded to the level of traditional catchments; and (c) control over the catchments be vested in the Melbourne and Metropolitan Board of Works.

Severally ordered to lie on the Table.

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

Town and Country Planning Act 1961—Melbourne Metropolitan Planning Scheme, Amendment Nos. 3 (Part 1E), 120 (Part 1B), 139 (Part 1B), 137 (Part 1c), 142 (Part 2), 143 (Part 1), 163 (seven papers).

- 9 FUNDS FOR RURAL ROADS—Motion made and question proposed—That this House expresses its concern at the deterioration of the State's road system, particularly in rural areas, and calls on the Government to allocate a greater share of available funds to rural roads (*Mr Evans, Gippsland East*)—

Amendment proposed—That all the words after "system" be omitted with the view of inserting in place thereof the words "and calls on the Government to allocate a greater share of available funds to existing suburban and country roads" (*Mr Crabb*)—and, after debate—

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

The House divided.

AYES, 45

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

NOES, 30

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

And so it was resolved in the affirmative.

Business having been interrupted at 10.30 p.m.—

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

Question—That this House expresses its concern at the deterioration of the State's road system, particularly in rural areas, and calls on the Government to allocate a greater share of available funds to rural roads—put and agreed to.

- 10 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Business Franchise (Petroleum Products) (Fees) Bill without amendment.
- 11 ADJOURNMENT—Motion made and question—That the House, at its rising, adjourn until tomorrow at half-past Ten o'clock (*Mr Maclellan*)—put and agreed to.
- 12 POSTPONEMENT OF REMAINING BUSINESS—Ordered—That the consideration of remaining business be postponed.
- 13 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.

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

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 22—Friday, 30 October 1981

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

- 3 PETITION—WEEKEND TRADING HOURS—Mr Mackinnon presented a Petition from certain citizens praying that the House take action to ensure that there be no further extension of those trading regulations already provided relative to weekend trading.

Ordered to lie on the Table.

- 4 PETITIONS—RETAIL TRADING HOURS—Mr Williams and Mr Cox, respectively, presented Petitions from the Meat and Allied Trades Federation of Australia (Victorian Division) and certain citizens of Victoria praying that trading hours for retail shops not be increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the *Labour and Industry Act 1958* be properly enforced.

Severally ordered to lie on the Table.

- 5 PETITION—CONCESSIONAL ELECTRICITY AND GAS ACCOUNTS—Mr Ernst presented a Petition from certain citizens praying that the Parliament take immediate and positive action to ensure that the State Electricity Commission and the Gas and Fuel Corporation introduce a concessional rebate of 50 per cent of electricity and gas accounts for all those in receipt of State or Federal pensions and fixed incomes.

Ordered to lie on the Table.

- 6 PETITION—STATE ELECTRICITY COMMISSION CHARGES INQUIRY—Mrs Toner presented a Petition from certain citizens praying that the Government instigate an inquiry into the running of the State Electricity Commission to find out the reasons for the huge increases in their charges and to review charges to alleviate the considerable hardship imposed on consumers.

Ordered to lie on the Table.

- 7 PETITIONS—MELBOURNE WATER CATCHMENTS—Mr McCance, Mr Roper, Mr Cathie, Mr Gavin, Mr Reynolds, Dr Vaughan, Mrs Toner, Mr Templeton, Mr Cox, Mr Kirkwood, Mr Crellin, Mr Smith (*South Barwon*), Mr King, Mr Fogarty, Mr Coleman and Mr Hayes, respectively, presented Petitions from certain citizens of Victoria praying that the House takes action to ensure that—
(a) no logging shall take place in Melbourne's catchments; (b) the recently created catchments be upgraded to the level of traditional catchments; and
(c) control over the catchments be vested in the Melbourne and Metropolitan Board of Works.

Severally ordered to lie on the Table.

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

Melbourne Underground Rail Loop Authority—Report for the year 1980–81
—Ordered to be printed.

- 9 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 40)—ASSENT TO BILL—
Informing the Assembly that he had, that day, given the Royal Assent to the following Bill, presented to him by the Clerk of the Parliaments:

Business Franchise (Petroleum Products) (Fees) Bill.

- 10 ADJOURNMENT—Motion made and question—That this House, at its rising, adjourn until Tuesday, 10 November next (*Mr Maclellan*)—put and agreed to.

- 11 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR (Nos. 41, 42)—Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:

Credit Bill.

Chattel Securities Bill.

- 12 PENSIONERS' RATES REMISSION BILL—Mr Thompson obtained leave, with Mr Borthwick, to bring in a Bill "to make further provision with respect to the Payment of certain Rates and Charges, to amend the 'Geelong Waterworks and Sewerage Act 1958', the 'Local Government Act 1958', the 'Melbourne and Metropolitan Board of Works Act 1958', the 'Mildura Irrigation and Water Trusts Act 1958', the 'Sewerage Districts Act 1958' and the 'Water Act 1958' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 13 PROBATE DUTY BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Jolly*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 10 November next.
- 14 BUILDING CONTROL BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Lieberman*).
Motion made and question—That the debate be now adjourned (*Mr Kirkwood*)—put and agreed to.
Ordered—That the debate be adjourned until Friday, 13 November next.
- 15 WORKERS COMPENSATION (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Ramsay*).
Motion made and question—That the debate be now adjourned (*Mr Simmonds*)—put and agreed to.
Ordered, after debate—That the debate be adjourned until Tuesday, 10 November next.
- 16 ENVIRONMENT PROTECTION (LICENCE FEES) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Wood*).
Motion made and question—That the debate be now adjourned (*Dr Vaughan*)—put and agreed to.
Ordered—That the debate be adjourned until Friday, 13 November next.
- 17 MARINE (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Wood*).
Motion made and question—That the debate be now adjourned (*Mr Stirling*)—put and agreed to.
Ordered—That the debate be adjourned until Friday, 13 November next.
- 18 FOOTSCRAY (WESTERN OVAL RESERVE) LANDS BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 19 EXHIBITION (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—The the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 20 METROPOLITAN FIRE BRIGADES (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 21 NATIONAL GALLERY OF VICTORIA AND THE VICTORIAN ARTS CENTRE (TERMS OF APPOINTMENT OF MEMBERS) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 22 PLANNING APPEALS BOARD (CHIEF CHAIRMAN'S PENSION) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 23 COUNCIL OF ADULT EDUCATION BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 24 HOUSING (FURTHER AMENDMENT) BILL—Order read for resuming debate on question—That this Bill now be read a second time; debate resumed.
Amendment proposed—That all the words after "That" be omitted with the view of inserting in place thereof the words "this Bill be withdrawn and re-drafted to include provisions extending the terms and conditions of retrenchment to guarantee re-employment of affected employees, to increase the rate of severance payments to three weeks for each year of completed service and to end any anomalies and inequities between the Holmesglen Construction Superannuation Scheme and the State Employees Retirement Benefits Scheme" (*Mr Cathie*)—and, after debate—
Question—That the words proposed to be omitted stand part of the question—put.
The House divided.

AYES, 39

Mr Austin	Mr Dunstan	Mr Maclellan	Mr Trewin
Mr Balfour	Mr Ebery	Mrs Patrick	Mr Weideman
Mr Birrell	Mr Jona	Mr Ramsay	Mr Whiting
Mr Borthwick	Mr Kennett	Mr Reynolds	Mr Williams
Mr Brown	Mr Lacy	Mr Richardson	Mr Wood
Mr Burgin	Mr Lieberman	Mr Skeggs	
Mrs Chambers	Mr McArthur	Mr Smith	
Mr Coleman	Mr McCance	(<i>Warrnambool</i>)	
Mr Collins	Mr McClure	Mr Tanner	<i>Tellers</i>
Mr Crellin	Mr McInnes	Mr Templeton	Mr Cox
Mr Dixon	Mr Mackinnon	Mr Thompson	Mrs Sibree

NOES, 30

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

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read the third time forthwith.

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

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

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

And then the House, at forty-one minutes past Five o'clock, adjourned until Tuesday, 10 November next.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 23, 24 and 25

No. 23—Tuesday, 10 November 1981

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

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

3 PETITION—RETAIL TRADING HOURS—Mr Gavin presented a Petition from certain citizens praying that the present shop trading hours legislation be maintained and enforced.

Ordered to lie on the Table.

4 PETITION—MELBOURNE'S WATER CATCHMENTS—Mr Sidiropoulos presented a Petition from certain citizens of Victoria praying that the House takes action to ensure that—(a) no logging shall take place in Melbourne's catchments; (b) the recently created catchments be upgraded to the level of traditional catchments; and (c) control over the catchments be vested in the Melbourne and Metropolitan Board of Works.

Ordered to lie on the Table.

5 PETITION—COMMUNITY HEALTH CENTRES CHARGES—Mr Sidiropoulos presented a Petition from certain citizens praying that the Government will reverse the decision to introduce a charge for nursing services at community health centres.

Ordered to lie on the Table.

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

Child Development and Family Services Council—Report for the period ended 30 June 1981.

Chiropractors and Osteopaths Registration Board—Report and Statement of accounts for the year 1980.

Correctional Services Council—Report for the period ended 30 June 1981.

Egg Industry Stabilization Act 1973—Report of the Poultry Farmer Licensing Committee for the year ended 28 February 1981.

Estate Agents Board—Report and Statement of accounts for the period ended 30 June 1981.

Groundwater Act 1969—Groundwater Investigation Program Report for the year 1980.

Minerals and Energy—Report of the Department for the year 1979.

Public Record Office—Report for the year 1980–81.

Statutory Rules under the following Acts:

Dental Technicians Act 1972—No. 459.

Environment Protection Act 1970—No. 462.

Fisheries Act 1968—No. 407.

Industrial Relations Act 1979—No. 465.

Marine Act 1958—No. 460.

Motor Car Act 1958—Nos. 454, 457.

Pharmacists Act 1974—No. 458.

Transport Regulation Board—Report for the year 1980–81—Ordered to be printed.

Zoological Board—Report and Statement of accounts for the year 1979–80.

- 7 PAY-ROLL TAX (AMENDMENT) BILL—Mr Thompson, pursuant to Standing Order No. 169 (b), obtained leave, with Mr Borthwick, to bring in a Bill “to amend the ‘Pay-roll Tax Act 1971’”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 STAMPS (FURTHER AMENDMENT) BILL—Mr Thompson, pursuant to Standing Order No. 169 (b), obtained leave, with Mr Borthwick, to bring in a Bill “to amend the ‘Stamps Act 1958’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 43)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Building Control Bill.
- 10 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 1 be postponed until later this day.
- 11 CO-OPERATIVE HOUSING SOCIETIES (INDEMNITIES) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 12 HOME FINANCE (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 13 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Footscray (Western Oval Reserve) Lands Bill without amendment.
- 14 TOWN AND COUNTRY PLANNING (WESTERN PORT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.
Business having been interrupted at 10.30 p.m.—
Motion made and question—That the sitting be continued (*Mr Maclellan*)—put.
The House divided.

AYES, 39

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

NOES, 39

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

And the numbers being equal, Mr Speaker said "To enable matters under consideration to be further considered, I cast my vote with the 'Ayes'".

And so it was resolved in the affirmative.

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

Question—put.

The House divided.

AYES, 46

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

NOES, 32

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

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read the third time forthwith.

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

- 15 WORKERS COMPENSATION (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.

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

WEDNESDAY, 11 NOVEMBER 1981

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

Ordered—That the debate be adjourned until tomorrow.

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

17 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.
And then the House, at fifty-seven minutes past Twelve o'clock, adjourned until later this day.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 24—Wednesday, 11 November 1981

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 QUESTIONS—(Pursuant to Standing Order No. 124).
- 3 PETITION—RETAIL TRADING HOURS—Mr Tanner presented a Petition from certain Members of the Elsternwick Chamber of Commerce and certain citizens of Victoria praying that trading hours for retail shops not be increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the *Labour and Industry Act* 1958 be properly enforced.
Ordered to lie on the Table.
- 4 PETITION—COMMUNITY HEALTH CENTRES CHARGES—Mr Jolly presented a Petition from certain citizens praying that Parliament take appropriate action to ensure that proposals to introduce fees for certain services provided by Community Health Centres are either not implemented or deferred until after government benefit and social impact studies have been conducted.
Ordered to lie on the Table.
- 5 PETITION—CONCESSIONAL ELECTRICITY AND GAS ACCOUNTS—Mr Ernst presented a Petition from certain citizens praying that the Parliament take immediate and positive action to ensure that the State Electricity Commission and the Gas and Fuel Corporation introduce a concessional rebate of 50 per cent of electricity and gas accounts for all those in receipt of State or Federal pensions and fixed incomes.
Ordered to lie on the Table.
- 6 PETITION—LOTTERIES GAMING AND BETTING (AMENDMENT) BILL—Mr Trezise presented a Petition from certain citizens praying that the sections of the Lotteries Gaming and Betting (Amendment) Bill relating to bingo, introduced into the Legislative Assembly on 9 September 1981 be not proceeded with.
Ordered to lie on the Table.
- 7 PETITION—STATE ELECTRICITY COMMISSION—Mr Spyker presented a Petition from certain citizens praying that the Government will—(a) conduct a public enquiry into the affairs of the State Electricity Commission; (b) revoke the latest electricity price rise and supply charge; and (c) take charge of all Victoria's energy resources of gas, coal and oil.
Ordered to lie on the Table.
- 8 PETITION—NORTHCOTE HIGH SCHOOL—Mr Wilkes presented a Petition from the parents and friends of Northcote High School praying that the post-primary facility schedule will be revised in consultation with the Principals' Association

and all other school bodies and that Northcote High School will retain the four portable relocatable buildings so that it may continue to provide the basic educational facilities needed for this school.

Ordered to lie on the Table.

- 9 PETITIONS—MELBOURNE WATER CATCHMENTS—Mr Richardson, Mr Cox, Mr Balfour, Mr Wilkes and Mr Brown, respectively, presented Petitions from certain citizens of Victoria praying that the House takes action to ensure that—
(a) no logging shall take place in Melbourne's catchments; (b) the recently created catchments be upgraded to the level of traditional catchments; and
(c) control over the catchments be vested in the Melbourne and Metropolitan Board of Works.

Severally ordered to lie on the Table.

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

Police Regulation Act 1958—Determination Nos. 351 and 352 of the Police Service Board (two papers).

Teaching Service Act 1958—

Teaching Service—Primary Schools Division (Classification, Salaries and Allowances) Regulations—Regulations amended (No. 577).

Teaching Service—Secondary Schools Division (Classification, Salaries and Allowances) Regulations—Regulations amended (Nos. 574, 578) (two papers).

Teaching Service (Teachers Tribunal) Regulations—Regulations amended (No. 576).

Teaching Service—Technical Schools Division (Classification, Salaries and Allowances) Regulations—Regulations amended (Nos. 575, 579) (two papers).

Workers Compensation Board Fund—Statement of accounts and Balance-sheet for the year 1980–81.

- 11 STANDING ORDERS COMMITTEE—Motion made, by leave, and question—That this House grant leave to permit the Standing Orders Committee to meet and take evidence during the sittings of the House until 31 December 1981 (*Mr Maclellan*)—put and agreed to.
- 12 PUBLIC BODIES REVIEW COMMITTEE—Motion made, by leave, and question—That this House grant leave to permit the Public Bodies Review Committee to meet and take evidence during the sittings of the House until 31 December 1981 (*Mr Maclellan*)—put and agreed to.
- 13 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 44)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Land Tax (Amendment) Bill.
- 14 LAND TAX (AMENDMENT) BILL—Mr Thompson, pursuant to Standing Order No. 169, obtained leave, with Mr Borthwick, to bring in a Bill "to amend the *'Land Tax Act 1958'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 15 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 45)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Serpell Joint Schools Bill.
- 16 SERPELL JOINT SCHOOLS BILL—Mr Lacy, pursuant to Standing Order No. 169, obtained leave, with Mr Lieberman, to bring in a Bill "to ratify validate approve and otherwise give effect to an Agreement between the Minister of Education for and on behalf of the State of Victoria, the Roman Catholic Trusts

Corporation for the Diocese of Melbourne, the Mayor, Councillors and Citizens of the City of Doncaster and Templestowe and Serpell Community Project Proprietary Limited with respect to the Establishment Ownership and Operation of a building for the use of State School No. 5168 Serpell Primary School and of a Catholic Primary School at Templestowe Victoria and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 17 EDUCATION SERVICE BILL—Mr Lacy obtained leave, with Mr Ramsay, to bring in a Bill "*to establish the Education Service, to repeal the 'Teaching Service Act 1958' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 18 RACING (AMENDMENT) BILL—Mr Dixon obtained leave, with Mr Thompson, to bring in a Bill "*to amend the 'Racing Act 1958' and the 'Lotteries Gaming and Betting Act 1966', in relation to Greyhound Racing and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 19 GEELONG WATERWORKS AND SEWERAGE (AMENDMENT) BILL—Mr Austin, pursuant to motion moved on his behalf by Mr Maclellan, obtained leave, with Mr Maclellan, to bring in a Bill "*to amend the 'Geelong Waterworks and Sewerage Act 1958'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 20 MOTOR CAR (MASS AND DIMENSION LIMITS) (AMENDMENT) BILL—Mr Maclellan obtained leave, with Mr Thompson, to bring in a Bill "*to amend the 'Motor Car (Mass and Dimension Limits) Act 1981'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 21 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 to 3 inclusive, be postponed until later this day.
- 22 SWAN HILL PIONEER SETTLEMENT (AMENDMENT) BILL—Order for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with amendments; as amended, considered and amendments agreed to; read the third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 23 PORT OF MELBOURNE AUTHORITY (INSCRIBED STOCK) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 24 URBAN LAND AUTHORITY (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 25 GEELONG REGIONAL COMMISSION (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.

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

- 26 TRANSPORT REGULATION (LICENCE FEES ABOLITION) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.

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

- 27 MELBOURNE AND METROPOLITAN TRAMWAYS (BORROWING POWERS) BILL—Order read for resuming debate on question—That this Bill now be read a second time; debate resumed.

Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this House refuses to read this Bill a second time until the details of the Melbourne and Metropolitan Tramways Board’s capital works programme, including the leasing programme, for 1981–82 have been laid upon the Table of the House” (*Mr Gavin*)—and, after debate—

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

AYES, 47

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

NOES, 32

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

And so it was resolved in the affirmative.

Bill read a second time and by leave, read the third forthwith.

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

- 28 HOUSING COMMISSION LAND PURCHASES—MINISTERIAL STATEMENT AND REPORT OF ROYAL COMMISSION—The Order of the Day for the consideration of the Ministerial Statement and Report of the Royal Commission was read.

Motion made and question proposed—That this House takes note of the Ministerial Statement and the Report of the Royal Commission into Housing Commission Land Purchases (*Mr Cain*)—and, after debate—

Business having been interrupted at 10.30 p.m.—

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

Debate resumed on question.

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

THURSDAY, 12 NOVEMBER 1981

Question—put and agreed to.

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

Transport (Fees) Bill.

Geelong Regional Commission (Amendment) Bill.

Port of Melbourne Authority (Inscribed Stock) Bill.

Pipelines (Fees) Bill.

Public Authorities (Contributions) Bill.

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

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

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

J. H. CAMPBELL

Clerk of the Legislative Assembly

S. J. PLOWMAN

Speaker

No. 25—Thursday, 12 November 1981

1 Mr Speaker took the Chair and read the Prayer.

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

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

4 ADJOURNMENT—MOTION FOR PURPOSE OF DISCUSSION—Mr Cathie rose in his place, and said that he proposed to move the adjournment of the House for the purpose of discussing a definite matter of urgent public importance, namely, “The action of the Minister of Housing in wasting housing funds on the recent public advertisements directed at the Commonwealth Government, thus highlighting the failure of the Victorian Government to maintain proper inter-Governmental relationships to ensure adequate funds for public housing to meet the needs indicated in the Minister’s open letter published on 7 November”.

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

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

The House divided.

AYES, 38

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

NOES, 40

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

And so it was passed in the negative.

- 5 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to amend the ‘Wildlife Act 1975’ and Part VIII. of the ‘Magistrates’ Courts Act 1971’ to make better Provision for the Protection of Whales*”.
- 6 WILDLIFE (PROTECTION OF WHALES) BILL—On the motion of Mr Wood, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 7 PUBLIC HOSPITAL AND HEALTH CENTRE CHARGES—Motion made and question—That this House condemns the action of the Federal and Victorian Governments in turning Victoria’s public hospitals and community health centres into State taxation collection offices (*Mr Roper*)—after debate, put.

The House divided.

AYES, 32

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

NOES, 43

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

And so it passed in the negative.

- 8 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Council of Adult Education Bill without amendment.
- 9 POSTPONEMENT OF REMAINING BUSINESS—Motion made and question—That the consideration of remaining business be postponed (*Mr Borthwick*)—put and agreed to.
- 10 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.
- And then the House, at fifty-seven minutes past Five o'clock, adjourned until Tuesday next.

J. H. CAMPBELL
Clerk of the Legislative Council

S. J. PLOWMAN
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 26, 27 and 28

No. 26—Tuesday, 17 November 1981

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 QUESTIONS—(Pursuant to Standing Order No. 124).
- 3 PETITIONS—MELBOURNE WATER CATCHMENTS—Mr Cain, Mr Birrell, Mrs Sibree and Mr McArthur, respectively, presented Petitions from certain citizens of Victoria praying that the House takes action to ensure that—(a) no logging shall take place in Melbourne's catchments; (b) the recently created catchments be upgraded to the level of traditional catchments; and (c) control over the catchments be vested in the Melbourne and Metropolitan Board of Works.
Severally ordered to lie on the Table.
- 4 PETITION—RETAIL TRADING HOURS—Mr McClure presented a Petition from certain citizens praying that the present shop trading hours legislation be maintained and enforced.
Ordered to lie on the Table.
- 5 PETITIONS—ABORTION—Mr Richardson and Mr McArthur, respectively, presented Petitions from certain citizens of Victoria praying that legislation be introduced to establish a legal definition to the effect that an unborn child is a life in being and therefore a legal person for the purposes of the law relating to murder or manslaughter.
Severally ordered to lie on the Table.
- 6 PETITION—EARLY CHILDHOOD SERVICES—Miss Callister presented a Petition from certain citizens of the Latrobe Valley expressing grave concern at Government proposals to withdraw certain services and cutback programmes in the area of Early Childhood Services.
Ordered to lie on the Table.
- 7 PETITION—RETAIL TRADING HOURS—Mr Balfour presented a Petition from the Meat and Allied Trades Federation of Australia (Victorian Division) and certain citizens of Victoria praying that trading hours for retail shops not be increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the *Labour and Industry Act 1958* be properly enforced.
Ordered to lie on the Table.
- 8 PETITION—HUMANIST RELIGION IN SCHOOLS—Mr Burgin presented a Petition from certain citizens praying that the House will take urgent positive action to prohibit unlawful education in the Humanist Religion in state schools and by teachers in state school buildings.
Ordered to lie on the Table.
- 9 PETITION—HIGH STREET LEVEL CROSSING, RESERVOIR—Mr Simmonds presented a Petition from certain residents of the northern metropolitan area, being concerned with restrictions to traffic movement caused by the level crossing at High Street, Reservoir, praying that the Government place a firm commitment on commencement of a grade separation project.
Ordered to lie on the Table.

- 10 PETITION—RETAIL TRADING HOURS—Mr McArthur presented a Petition from certain Belgrave traders and certain citizens of Victoria praying that trading hours for retail shops not be increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the *Labour and Industry Act 1958* be properly enforced.

Ordered to lie on the Table.

- 11 STANDING ORDERS COMMITTEE—Mr Evans (*Ballarat North*) brought up a report from the Standing Orders Committee relating to Motions, Standing Orders Committee Reports and Petitions.

Ordered to lie on the Table and to be printed.

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

Statutory Rules under the following Acts:

Country Fire Authority Act 1958—No. 468.

Public Service Act 1974—PSD Nos. 153 to 159.

State Electricity Commission Act 1958—No. 461.

Totalizer Agency Board—Report for the year 1980–81.

Town and Country Planning Act 1961—

Ballarat—Shire of Ballarat Planning Scheme, Amendment No. 11.

Benalla—City of Benalla Planning Scheme, Amendment No. 31.

Croydon—City of Croydon Planning Scheme 1961, Amendment No. 105.

Flinders—Shire of Flinders Planning Scheme 1962, Amendment Nos. 132 (1980) (Part 1), 150 (two papers).

Latrobe Valley Sub-Regional Planning Scheme 1949, Amendment No. 42.

Lillydale—Shire of Lillydale Planning Scheme 1958, Amendment Nos. 136, 142 (two papers).

Melbourne Metropolitan Planning Scheme, Amendment No. 178.

Mildura—City of Mildura Planning Scheme, Amendment No. 41.

Mornington—Shire of Mornington Planning Scheme 1959, Amendment No. 135 (1981).

Morwell—Shire of Morwell Planning Scheme 1977, Amendment No. 9.

Phillip Island Planning Scheme, Amendment No. 12.

Port Fairy Planning Scheme, Amendment No. 13.

Rosedale—Shire of Rosedale Planning Scheme, Amendment Nos. 22, 23 (1981) (two papers).

Seymour Planning Scheme, Amendment No. 52.

Woorayl—Shire of Woorayl Planning Scheme, Amendment No. 51 (1981).

- 13 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to amend the ‘Constitution Act 1975’ with respect to the Administration of Oaths by the Legislative Council the Legislative Assembly and Committees and Joint Committees thereof and for other purposes*”.

- 14 CONSTITUTION (PARLIAMENTARY OATHS) BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.

- 15 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 46)—ASSENT TO BILLS—Informing the Assembly that he had, that day, given Royal Assent to the following Bills, presented to him by the Clerk of Parliaments:

Footscray (Western Oval Reserve) Lands Bill.

Transport (Fees) Bill.

Geelong Regional Commission (Amendment) Bill.

Port of Melbourne Authority (Inscribed Stock) Bill.

Pipelines (Fees) Bill.
Public Authorities (Contributions) Bill.
Council of Adult Education Bill.

- 16 SESSIONAL ORDERS—Motion made and question proposed—That the following amendments be made to the Sessional Orders adopted by the House on 9 September 1981:

In paragraph 1, omit “4 p.m., 2 p.m. and 11 a.m.” and insert “2 p.m., 12 noon and 10 a.m.”

In paragraph 2, after “Friday” insert “and, notwithstanding the provisions of Standing Order No. 59, at 2 p.m. each Thursday”. (*Mr Maclellan*)—

Amendment proposed—That the expression ‘In paragraph 2, after “Friday” insert “and, notwithstanding the provisions of Standing Order No. 59, at 2 p.m. each Thursday”.’ be omitted (*Mr Fordham*)—and, after debate—

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

The House divided.

AYES, 47

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

NOES, 32

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

And so it was resolved in the affirmative.

Original question—put.

The House divided.

AYES, 47

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

NOES, 32

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

And so it was resolved in the affirmative.

- 17 PENSIONERS' RATES REMISSION BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).
- Motion made and question—That the debate be now adjourned (*Mrs Toner*)—put and agreed to.
- Ordered—That the debate be adjourned until Tuesday, 1 December next.
- 18 PAY-ROLL TAX (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).
- Motion made and question—That the debate be now adjourned (*Mr Jolly*)—put and agreed to.
- Ordered—That the debate be adjourned until Tuesday next.
- 19 STAMPS (FURTHER AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).
- Motion made and question—That the debate be now adjourned (*Mr Jolly*)—put and agreed to.
- Ordered—That the debate be adjourned until Tuesday, 1 December next.
- 20 LAND TAX (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).
- Motion made and question—That the debate be now adjourned (*Mr Jolly*)—put and agreed to.
- Ordered—That the debate be adjourned until Tuesday, 1 December next.
- 21 SERPELL JOINT SCHOOLS BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Lacy*).
- Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
- Ordered—That the debate be adjourned until Tuesday, 1 December next.
- 22 EDUCATION SERVICE BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Lacy*).
- Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
- Motion made and question proposed—That the debate be adjourned until Tuesday, 1 December next (*Mr Lacy*)—
- Amendment proposed—That the expression “Tuesday, 1 December next” be omitted with the view of inserting in place thereof the expression “1 March 1982” (*Mr Fordham*)—and, after debate—
- Question—That the expression proposed to be omitted stand part of the question—put.
- The House divided.

AYES, 48

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

NOES, 32

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

And so it was resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday, 1 December next.

- 23 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to amend the ‘Small Claims Tribunals Act 1973’ with respect to the Jurisdiction of the Small Claims Tribunals and for other purposes*”.
- 24 SMALL CLAIMS TRIBUNALS (JURISDICTION) BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 25 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 7 be postponed until later this day.
- 26 GEELONG WATERWORKS AND SEWERAGE (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Austin*).
Motion made and question—That the debate be now adjourned (*Mr Ernst*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 1 December next.
- 27 MOTOR CAR (MASS AND DIMENSION LIMITS) (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Crabb*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday next.
- 28 WILDLIFE (PROTECTION OF WHALES) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Wood*).
Motion made and question—That the debate be now adjourned (*Dr Coghill*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday next.
- 29 PROBATE DUTY BILL—Order read for resuming debate on question—That this Bill now be read a second time; debate resumed.

Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this Bill be withdrawn and redrafted to—(a) exempt from probate duty all estates valued at less than \$200 000 effective from 1 January 1982, this exemption level to be indexed annually in accordance with increases in average weekly earnings in Victoria; (b) exempt from probate duty estates which are left to—(i) a spouse (including defacto); (ii) a parent by a child; (ii) a grandparent by a grandchild; and (iv) any approved charitable, scientific, educational or religious body; (c) exempt from probate duty the net value of a farm where the deceased person was a genuine full-time primary producer and the farm is left within the immediate family; and (d) exempt from probate duty property occupied jointly by siblings being bequeathed to surviving siblings” (*Mr Cain*)—and, after debate—

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

The House divided.

AYES, 48

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

NOES, 32

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

And so it was resolved in the affirmative.

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

The House divided.

AYES, 48

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

NOES, 32

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

And so it was resolved in the affirmative.

Business having been interrupted at 10.37 p.m.—

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

The House divided.

AYES, 48

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

NOES, 32

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

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read the third time forthwith.

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

- 30 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to amend section 4 of the ‘Trustee Act 1958’ to authorize Trustees to deposit Moneys with certain Building Societies and for other purposes*”.
- 31 TRUSTEE (AUTHORIZED INVESTMENTS) BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 32 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to amend the ‘Melbourne and Metropolitan Board of Works Act 1958’ to provide for the Development of the Yarra River and the Maribyrnong River and for other purposes*”.

- 33 MELBOURNE AND METROPOLITAN BOARD OF WORKS (YARRA DEVELOPMENT) BILL—
On the motion of Mr Austin, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 34 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “An Act to amend the ‘Sewerage Districts Act 1958’ and the ‘Water Act 1958’ with respect to the Payment of Interest”.
- 35 WATER AND SEWERAGE AUTHORITIES (INTEREST PAYMENTS) BILL—On the motion of Mr Austin, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 36 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “An Act to amend Section 15 of the ‘River Murray Waters Act 1915’ and Section 34 of the ‘Water Act 1958’.”
- 37 DISPOSAL OF DARTMOUTH TOWNSHIP BILL—On the motion of Mr Austin, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 38 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Exhibition (Amendment) Bill without amendment.
- 39 STAMPS (TRANSFER DUTY REFUND) BILL—Order read for resuming debate on question—That this Bill now be read a second time; debate resumed.
Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this Bill be withdrawn and redrafted to provide for total exemption from the payment of stamp duty on the transfer of a home to a first home buyer where the house and land cost is \$50 000 or less” (*Mr Rowe*)—and, after debate—
And the House having continued to sit till after Twelve of the clock—

WEDNESDAY, 18 NOVEMBER 1981

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

The House divided.

AYES, 47

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

NOES, 32

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

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read the third time forthwith.

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

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

Melbourne and Metropolitan Tramways (Borrowing Powers) Bill.

Metropolitan Fire Brigades (Amendment) Bill.

National Gallery of Victoria and the Victorian Arts Centre (Terms of Appointment of Members) Bill.

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

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

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

J. H. CAMPBELL

Clerk of the Legislative Assembly

S. J. PLOWMAN

Speaker

No. 27—Wednesday, 18 November 1981

1 Mr Speaker took the Chair and read the Prayer.

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

3 PETITION—MELBOURNE'S WATER CATCHMENTS—Mr Wilton presented a Petition from certain citizens of Victoria praying that the House takes action to ensure that—(a) no logging shall take place in Melbourne's catchments; (b) the recently created catchments be upgraded to the level of traditional catchments; and (c) control over the catchments be vested in the Melbourne and Metropolitan Board of Works.

Ordered to lie on the Table.

4 PETITION—STATE ELECTRICITY COMMISSION—Mr Tanner presented a Petition from certain citizens praying that the Government will—(a) conduct a public enquiry into the affairs of the State Electricity Commission; (b) revoke the latest electricity price rise and supply charge; and (c) take charge of all Victoria's energy resources of gas, coal and oil.

Ordered to lie on the Table.

5 PETITION—LOTTERIES GAMING AND BETTING (AMENDMENT) BILL—Mr Trezise presented a Petition from certain citizens praying that the sections of the Lotteries Gaming and Betting (Amendment) Bill relating to bingo, introduced into the Legislative Assembly on 9 September 1981, be not proceeded with.

Ordered to lie on the Table.

6 PETITION—ABORTION—Mrs Sibree presented a Petition from certain citizens praying that legislation be introduced to establish a legal definition to the effect

that an unborn child is a life in being and therefore a legal person for the purposes of the law relating to murder or manslaughter.

Ordered to lie on the Table.

- 7 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
- Crimes Compensation Tribunal—Report for the year 1980–81.
- Statutory Rules under the following Acts:
- Business Franchise (Tobacco) Act 1974 and Business Franchise (Petroleum Products) Act 1979—No. 469.
 - Marketing of Primary Products Act 1958—No. 470.
 - Post-Secondary Education Act 1978—No. 474.
 - Public Service Act 1974—Nos. 463, 464.
 - State Bank Act 1958—No. 473.
 - Vegetation and Vine Diseases Act 1958—Nos. 471, 472.
- Town and Country Planning Act 1961—Melbourne Metropolitan Planning Scheme, Amendment Nos. 141 (Part 1B), 142 (Part 1) (two papers).
- 8 LOCAL AUTHORITIES SUPERANNUATION (AMENDMENT) BILL—Mr Lieberman, by leave, obtained leave, with Mr Maclellan, to bring in a Bill “to amend the *Local Authorities Superannuation Act 1958*”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR (Nos. 47, 48, 49, 50)—Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:
- Pay-roll Tax (Amendment) Bill.
 - Pensioners’ Rates Remission Bill.
 - Stamps (Further Amendment) Bill.
 - Geelong Waterworks and Sewerage (Amendment) Bill.
- 10 CONSTITUTION (PARLIAMENTARY OATHS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
- Motion made and question—That the debate be now adjourned (*Mr Culpin*)—put and agreed to.
- Ordered—That the debate be adjourned until Wednesday next.
- 11 SMALL CLAIMS TRIBUNALS (JURISDICTION) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
- Motion made and question—That the debate be now adjourned (*Mr King*)—put and agreed to.
- Ordered—That the debate be adjourned until Wednesday next.
- 12 TRUSTEE (AUTHORIZED INVESTMENTS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
- Motion made and question—That the debate be now adjourned (*Mr Cathie*)—put and agreed to.
- Ordered—That the debate be adjourned until Wednesday next.
- 13 MELBOURNE AND METROPOLITAN BOARD OF WORKS (YARRA DEVELOPMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Austin*).
- Motion made and question—That the debate be now adjourned (*Mr Remington*)—put and agreed to.
- Ordered—That the debate be adjourned until Wednesday next.
- 14 WATER AND SEWERAGE AUTHORITIES (INTEREST PAYMENTS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Austin*).

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

Ordered—That the debate be adjourned until Wednesday next.

- 15 DISPOSAL OF DARTMOUTH TOWNSHIP BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Austin*).

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

Ordered—That the debate be adjourned until Wednesday next.

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

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

- 17 VICTORIAN COLLEGE OF THE ARTS (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.

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

- 18 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 9, be postponed until later this day.

- 19 TOURIST RAILWAYS BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee.

Committee reported progress; to sit again later this day.

- 20 PORT OF MELBOURNE AUTHORITY (BORROWING POWERS) BILL—Order read for resuming debate on question—That this Bill now be read a second time; debate resumed.

Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this House refuses to read this Bill a second time until such time as the Government provides a report to the Parliament on the details of the capital works programme for the future development of the Port of Melbourne Authority” (*Mr Rowe*)—and, after debate—

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

The House divided.

AYES, 44

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

NOES, 31

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

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read the third time forthwith.

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

- 21 WORKERS COMPENSATION (INSURERS GUARANTEE AND COMPENSATION SUPPLEMENTATION FUND) BILL—Order read for resuming debate on question—That this Bill now be read a second time; debate resumed.

Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this Bill be withdrawn and re-drafted to ensure that the \$35 million is used to increase benefits to injured workers and that the proportion remaining of the funds in the Insurers Guarantee and Compensation Supplementation Fund be incorporated in a comprehensive programme of redeploying financial assets into job generating capital works” (*Mr Jolly*)—and, after debate—

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

The House divided.

AYES, 47

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

NOES, 31

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

And so it was resolved in the affirmative.

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

The House divided.

AYES, 70

Mr Austin	Mr Evans	Mr Mackinnon	Mr Spyker
Mr Balfour	(Ballarat North)	Mr Maclellan	Mr Stirling
Mr Birrell	Mr Fogarty	Mr Mathews	Mr Tanner
Mr Brown	Mr Fordham	Mr Miller	Mr Templeton
Mr Burgin	Mr Gavin	Mrs Patrick	Mr Thompson
Mr Cain	Mr Ginifer	Mr Ramsay	Mrs Toner
Miss Callister	Mr Hayes	Mr Remington	Mr Trezise
Mr Cathie	Mr Jolly	Mr Reynolds	Dr Vaughan
Mrs Chambers	Mr Jona	Mr Richardson	Mr Walsh
Dr Coghill	Mr Kennett	Mr Rowe	Mr Weideman
Mr Coleman	Mr King	Mrs Sibree	Mr Wilkes
Mr Collins	Mr Kirkwood	Mr Sidiropoulos	Mr Williams
Mr Crabb	Mr Lacy	Mr Simmonds	Mr Wilton
Mr Crellin	Mr Lieberman	Mr Simpson	Mr Wood
Mr Culpin	Mr McArthur	Mr Skeggs	
Mr Dixon	Mr McCance	Mr Smith	
Mr Ebery	Mr McClure	(South Barwon)	<i>Tellers</i>
Mr Edmunds	Mr McInnes	Mr Smith	Mr Cox
Mr Ernst	Mr McKellar	(Warrnambool)	Mr Hockley

NOES, 7

Mr Evans	Mr Ross-Edwards	<i>Tellers</i>
(Gippsland East)	Mr Trewin	Mr Jasper
Mr Hann	Mr Whiting	Mr McGrath

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read the third time forthwith.

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

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

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

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

Co-operative Housing Societies (Indemnities) Bill.
 Planning Appeals Board (Chief Chairman's Pension) Bill.
 Housing (Further Amendment) Bill.
 Home Finance (Amendment) Bill.

- 24 WORKS AND SERVICES APPROPRIATION BILL—Order read for resuming debate on question—That this Bill be now read a second time—and on the amendment—That all the words after "That" be omitted with the view of inserting in place thereof the words "this House refuses to read this Bill a second time until the methods of raising funds for works and services are restructured by establishing a Victorian Development Fund to ensure that the level of works and services expenditure in 1981-82 is at least maintained in real terms"; debate resumed.

Business having been interrupted at 10.30 p.m.—

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

Debate resumed on question and amendment.

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

Ordered—That the debate be adjourned until tomorrow.

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

THURSDAY, 19 NOVEMBER 1981

Question—put and agreed to.

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

J. H. CAMPBELL
Clerk of the Legislative Council

S. J. PLOWMAN
Speaker

No. 28—Thursday, 19 November 1981

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 QUESTIONS—(Pursuant to Standing Order No. 124).
- 3 PAPER—The following Paper, pursuant to a direction of an Act of Parliament, was laid up the Table by the Clerk:
Ombudsman—Report for the year 1980–81—Ordered to be printed.
- 4 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Appropriation (1981–82, No. 1) Bill without amendment.
- 5 BUSINESS FRANCHISE (AMENDMENT) BILL—Mr Thompson, pursuant to Standing Order No. 169 (b), obtained leave, with Mr Borthwick, to bring in a Bill “to amend the ‘Business Franchise (Tobacco) Act 1974’ and the ‘Business Franchise (Petroleum Products) Act 1979’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 6 MEAT CONTROL BILL—Mr Austin obtained leave, with Mr Borthwick, to bring in a Bill “to amend the ‘Abattoir and Meat Inspection Act 1973’ and the ‘Health Act 1958’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 7 COLLEGES OF ADVANCED EDUCATION—Motion made and question—That this House deplores the failure of the Government to adequately protect and ensure the proper development of Victoria’s Colleges of Advanced Education (*Mr Fordham*)—after debate, put.
The House divided.

AYES, 37

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

NOES, 40

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

And so it passed in the negative.

- 8 LOCAL AUTHORITIES SUPERANNUATION (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Lieberman*).
Motion made and question—That the debate be now adjourned (*Mr Wilkes*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday next.
- 9 RACING (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Dixon*).
Motion made and question—That the debate be now adjourned (*Mr Trezise*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 1 December next.
- 10 MEAT CONTROL BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Austin*).
Motion made and question—That the debate be now adjourned (*Mr Fogarty*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 1 December next.
- 11 MINISTERIAL STATEMENT—FAMILY AND COMMUNITY SERVICES PROGRAMME—Mr Jona made a Ministerial Statement relating to the Family and Community Services Programme.
Motion made, by leave, and question proposed—That this House takes note of the Ministerial Statement (*Mr Jona*)—and, after debate—
Motion made and question—That the debate be now adjourned (*Mr Jasper*)—put and agreed to.
Ordered—That the debate be adjourned until tomorrow.
- 12 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the following Bills without amendment:
Urban Land Authority (Amendment) Bill.
Transport Regulation (Licence Fees Abolition) Bill.
Swan Hill Pioneer Settlement (Amendment) Bill.

- 13 TOURIST RAILWAYS BILL—Further considered in Committee and reported without amendment; read the third time.

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

- 14 WORKS AND SERVICES APPROPRIATION BILL—Order read for resuming debate on question—That this Bill be now read a second time—*and on the amendment*—That all the words after “That” be omitted with the view of inserting in place thereof the words “this House refuses to read this Bill a second time until the methods of raising funds for works and services are restructured by establishing a Victorian Development Fund to ensure that the level of works and services expenditure in 1981–82 is at least maintained in real terms”; debate resumed.

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

Ordered—That the debate be adjourned until tomorrow.

- 15 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Town and Country Planning (Western Port) Bill without amendment.

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

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

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

J. H. CAMPBELL
Clerk of the Legislative Council

S. J. PLOWMAN
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 29, 30 and 31

No. 29—Tuesday, 24 November 1981

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 QUESTIONS—(Pursuant to Standing Order No. 124).
- 3 PETITIONS—CONCESSIONAL ELECTRICITY AND GAS ACCOUNTS—Mr Ernst and Mr Trezise, respectively, presented Petitions from certain citizens praying that the Victorian Parliament take immediate and positive action to ensure that the State Electricity Commission and the Gas and Fuel Corporation introduce a concessional rebate of 50 per cent of electricity and gas accounts for all those in receipt of State or Federal pensions and fixed incomes.

Severally ordered to lie on the Table.

- 4 PETITIONS—MELBOURNE WATER CATCHMENTS—Mr Ginifer and Mr Crabb, respectively, presented Petitions from certain citizens of Victoria praying that the House takes action to ensure that—(a) no logging shall take place in Melbourne's catchments; (b) the recently created catchments be upgraded to the level of traditional catchments; and (c) control over the catchments be vested in the Melbourne and Metropolitan Board of Works.

Severally ordered to lie on the Table.

- 5 PETITION—RETAIL TRADING HOURS—Mr Simmonds presented a Petition from certain citizens of Victoria praying that trading hours for retail shops not be increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the *Labour and Industry Act 1958* be properly enforced.

Ordered to lie on the Table.

- 6 PETITION—WERRIBEE PRE-SCHOOL CENTRES—Dr Coghill presented a Petition from certain citizens praying that extra Government funding be made available to the Werribee area to provide the necessary pre-school centres to meet the growing demand of placements.

Ordered to lie on the Table.

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

Education Act 1958—Resumption of land at Chelsea and Traralgon—Certificates of the Minister of Education (two papers).

Equal Opportunity Act 1977—Report of the Commissioner for Equal Opportunity for the year 1980–81—Ordered to be printed.

Rural Finance Commission—Report for the year 1980–81—Ordered to be printed.

State Electricity Commission—Report for the year 1980–81—Ordered to be printed.

Statutory Rules under the following Acts:

Industrial Training Act 1975—No. 478.

Public Service Act 1974—PSD No. 164.

Racing Act 1958—No. 477.

Veterinary Surgeons Act 1958—No. 475.

- 8 APPROPRIATION (1981-82, No. 1) BILL—Mr Speaker announced that he had, that day, presented to His Excellency the Governor, the Appropriation (1981-82, No. 1) Bill, to which His Excellency was pleased to give the Royal Assent.
- 9 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 51)—ASSENT TO BILLS—Informing the Assembly that he had, that day, given Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:
- Exhibition (Amendment) Bill.
 - Melbourne and Metropolitan Tramways (Borrowings Powers) Bill.
 - Metropolitan Fire Brigades (Amendment) Bill.
 - National Gallery of Victoria and the Victorian Arts Centre (Terms of Appointment of Members) Bill.
 - Co-operative Housing Societies (Indemnities) Bill.
 - Planning Appeals Board (Chief Chairman's Pension) Bill.
 - Housing (Further Amendment) Bill.
 - Home Finance (Amendment) Bill.
 - Urban Land Authority (Amendment) Bill.
 - Transport Regulation (Licence Fees Abolition) Bill.
 - Swan Hill Pioneer Settlement (Amendment) Bill.
 - Town and Country Planning (Western Port) Bill.
- 10 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 52)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Superannuation (Lump Sum Benefits) Bill.
- 11 SUPERANNUATION (LUMP SUM BENEFITS) BILL—Mr Thompson, pursuant to Standing Order No. 169, obtained leave, with Mr Borthwick, to bring in a Bill "*to repeal the 'Married Women's Superannuation Fund Act 1968', to amend the 'Superannuation Act 1958', the 'Police Regulation Act 1958', the 'Superannuation Benefits Act 1977', the 'Superannuation Act 1975' and the 'Pensions Supplementation Act 1966' to make Provision for the Payment of Superannuation Benefits to Married Women and to Part-time Officers and Employés of the Public Service and for other purposes'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR (Nos. 53, 54, 55)—Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:
- Business Franchise (Amendment) Bill.
 - Education Service Bill.
 - Racing (Amendment) Bill.
- 13 SALE STATION RELOCATION AND DEVELOPMENT BILL—Mr Maclellan obtained leave, with Mr Thompson, to bring in a Bill "*to authorize the Relocation of the Sale Railway Station, the development of the said railway station land, and for other purposes'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 14 STATE EMPLOYÉS RETIREMENT BENEFITS (AMENDMENT) BILL—Mr Thompson obtained leave, with Mr Maclellan, to bring in a Bill "*to amend the 'State Employés Retirement Benefits Act 1979' and for other purposes'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 15 HISTORIC SHIPWRECKS BILL—Mr Wood obtained leave, with Mr Borthwick, to bring in a Bill "*to make Provision for the Protection of Certain Shipwrecks and Relics of Historic Significance'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 16 SEEDS BILL—Mr Austin obtained leave, with Mr Wood, to bring in a Bill “to consolidate and amend the Law relating to Seeds, and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 17 BUILDING INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL—Mr Ramsay obtained leave, with Mr Dixon, to bring in a Bill “to amend the ‘Building Industry Long Service Leave Act 1975’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 18 FUEL PRICES REGULATION BILL—Mr Ramsay obtained leave, with Mr Thompson, to bring in a Bill “with respect to the Regulation of Prices for certain Fuel and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 19 PETROLEUM RETAIL SELLING SITES BILL—Mr Ramsay obtained leave, with Mr Thompson, to bring in a Bill “with respect to the Rights and Liabilities of Persons occupying Land for the purpose of selling Motor Fuel by Retail and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 20 MOTOR ACCIDENTS (AMENDMENT) BILL—Mr Ramsay obtained leave, with Mr Borthwick, to bring in a Bill “to amend the ‘Motor Accidents Act 1973’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 21 WORKERS COMPENSATION (ACTIONS) BILL—Mr Ramsay obtained leave, with Mr Thompson, to bring in a Bill “to amend the ‘Workers Compensation Act 1958’ in relation to Proceedings under the Act and at Common Law and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 22 LIQUOR CONTROL (AMENDMENT) BILL—Mr Ramsay obtained leave, with Mr Weideman, to bring in a Bill “to amend the ‘Liquor Control Act 1968’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 23 CINEMATOGRAPH OPERATORS BILL—Mr Ramsay obtained leave, with Mr Borthwick, to bring in a Bill “to make provision with respect to the Licensing of Cinematograph Operators, to repeal section 390 (2) of the ‘Health Act 1958’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 24 BUSINESS FRANCHISE (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).
- Motion made and question—That the debate be now adjourned (*Mr Jolly*)—put and agreed to.
- Ordered—That the debate be adjourned until Tuesday, 8 December next.
- 25 PUBLIC ACCOUNT (INVESTMENT POWERS) BILL—Order read for resuming debate on question—That this Bill now be read a second time; debate resumed.
- Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this House refuses to read this Bill a second time until the Government establishes a proper investment policy for funds in the Public Account allowing temporary financial accommodation for expenditure programmes which would generate employment opportunities” (*Mr Jolly*)—and, after debate—
- Question—That the words proposed to be omitted stand part of the question—put.

The House divided.

AYES, 45

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

NOES, 32

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

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read the third time forthwith.

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

26 PORT OF GEELONG AUTHORITY BILL—Order read for resuming debate on question—That this Bill now be read a second time; debate resumed.

Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this Bill be withdrawn and redrafted to increase the number of Commissioners of the proposed Port of Geelong Authority to five, of which—(a) three shall be appointed by the Governor in Council, including—(i) one to be appointed from a panel of names nominated by the Geelong Chamber of Commerce; and (ii) one to be appointed from a panel of names nominated by the Geelong Trades Hall Council; and (b) two shall be elected by the ratepayers of the City of Geelong, the City of Geelong West, the Shire of Corio and the Shire of Bellarine” (*Mr Ernst*)—and, after debate—

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

The House divided.

AYES, 44

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

NOES, 32

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

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read the third time forthwith.

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

- 27 PORT OF PORTLAND AUTHORITY BILL—Order read for resuming debate on question—That this Bill now be read a second time; debate resumed.

Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this Bill be withdrawn and redrafted to increase the number of Commissioners of the proposed Port of Portland Authority to five, of which—(a) three shall be appointed by the Governor in Council, including—(i) one to be appointed from a panel of names nominated by recognized business organizations in the Portland area; and (ii) one to be appointed from a panel of names nominated by the South Western Trades and Labour Council; and (b) two shall be elected by the ratepayers of the Town of Portland and the Shire of Portland” (*Mr Ernst*)—and, after debate—

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

The House divided.

AYES, 44

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

NOES, 32

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

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read the third time forthwith.

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

- 28 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to amend the ‘Instruments Act 1958’ to make provision with respect to Enduring Powers of Attorney and for other purposes*”.
- 29 INSTRUMENTS (ENDURING POWERS OF ATTORNEY) BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 30 PUBLIC TRUSTEE (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
- Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 31 WORKS AND SERVICES APPROPRIATION BILL—Order read for resuming debate on question—That this Bill be now read a second time—and on the amendment—That all the words after “That” be omitted with the view of inserting in place thereof the words “this House refuses to read this Bill a second time until the methods of raising funds for works and services are restructured by establishing a Victorian Development Fund to ensure that the level of works and services expenditure in 1981–82 is at least maintained in real terms”; debate resumed.

Business having been interrupted at 10.30 p.m.—

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

Debate resumed on question and amendment.

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

The House divided.

AYES, 46

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

NOES, 31

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

And so it was resolved in the affirmative.

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

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

WEDNESDAY, 25 NOVEMBER 1981

Further considered in Committee and reported without amendment; read the third time.

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

32 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to amend the ‘Country Fire Authority Act 1958’ to establish an Appeal Tribunal and for other purposes*”.

33 COUNTRY FIRE AUTHORITY (AMENDMENT) BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.

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

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

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

J. H. CAMPBELL

Clerk of the Legislative Assembly

S. J. PLOWMAN

Speaker

No. 30—Wednesday, 25 November 1981

1 Mr Speaker took the Chair and read the Prayer.

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

3 PETITION—HUMANIST RELIGION IN SCHOOLS—Mr Gavin presented a Petition from certain citizens praying that the House will take urgent positive action to prohibit unlawful education in the Humanist Religion in State schools and by teachers in State school buildings.

Ordered to lie on the Table.

4 PETITION—STATE ELECTRICITY COMMISSION—Dr Vaughan presented a Petition from certain citizens praying that the Government will—(a) conduct a public enquiry into the affairs of the State Electricity Commission; (b) revoke the latest electricity price rise and supply charge; and (c) take charge of all Victoria's energy resources of gas, coal and oil.

Ordered to lie on the Table.

5 PETITION—ABORTION—Mr Culpin presented a Petition from certain citizens praying that legislation be introduced to establish a legal definition to the effect that an unborn child is a life in being and therefore a legal person for the purposes of the law relating to murder or manslaughter.

Ordered to lie on the Table.

- 6 PETITIONS—BINGO TAX—Miss Callister and Mr Balfour, respectively, presented Petitions from certain citizens praying that the proposed increase in tax on Bingo games be not proceeded with.
Severally ordered to lie on the Table.
- 7 PETITION—MELBOURNE'S WATER CATCHMENTS—Mr McArthur presented a Petition from certain citizens of Victoria praying that the House take action to ensure that—(a) no logging shall take place in Melbourne's catchments; (b) the recently created catchments be upgraded to the level of traditional catchments; and (c) control over the catchments be vested in the Melbourne and Metropolitan Board of Works.
Ordered to lie on the Table.
- 8 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
Consumer Affairs—Report of the Director of Consumer Affairs for the year 1980-81—Ordered to be printed.
Police Regulation Act 1958—Determination No. 353 of the Police Service Board.
Statutory Rules under the following Acts:
Port of Melbourne Authority Act 1958—No. 483.
Public Service Act 1974—PSD Nos. 160, 163 and 165.
- 9 POSTPONEMENT OF ORDERS OF THE DAY—Motion made, by leave, and question—That on the calling of Government Business, Orders of the Day, Order Nos. 1, 2, 8, 9, 11, 13 and 14 do stand postponed until later this day (*Mr Maclellan*)—put and agreed to.
- 10 SEEDS BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Austin*).
Motion made and question—That the debate be now adjourned (*Mr Fogarty*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday, 9 December next.
- 11 HISTORIC SHIPWRECKS BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Wood*).
Motion made and question—That the debate be now adjourned (*Mr Stirling*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday, 9 December next.
- 12 CINEMATOGRAPH OPERATORS BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Ramsay*).
Motion made and question—That the debate be now adjourned (*Mr Edmunds*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday, 9 December next.
- 13 INSTRUMENTS (ENDURING POWERS OF ATTORNEY) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Miller*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday next.

- 14 COUNTRY FIRE AUTHORITY (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Edmunds*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday next.
- 15 LIQUOR CONTROL (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Ramsay*).
Motion made and question—That the debate be now adjourned (*Mr Wilkes*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday next.
- 16 BUILDING INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Ramsay*).
Motion made and question—That the debate be now adjourned (*Mr Edmunds*)—put and agreed to.
Ordered, after debate—That the debate be adjourned until Wednesday next.
- 17 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 56)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Educational Grants (Continuation) Bill.
- 18 EDUCATIONAL GRANTS (CONTINUATION) BILL—Mr Lacy, pursuant to motion moved on his behalf by Mr Maclellan and pursuant to Standing Order No. 169, obtained leave, with Mr Maclellan, to bring in a Bill “to amend the ‘Educational Grants Act 1973’ ”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 19 LOCAL AUTHORITIES SUPERANNUATION (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 20 MARINE (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 21 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Tourist Railways Bill without amendment.
- 22 GIFT DUTY (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill now be read a second time; debate resumed.
Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this Bill be withdrawn and redrafted so as to maintain existing general exemptions and include provisions to exempt transfer of—(a) the family home into joint ownership with a *de jure* or *de facto* spouse; and (b) the family farm between full-time farmers and members of their immediate families” (*Mr Mathews*)—and, after debate—
Question—That the words proposed to be omitted stand part of the question—put and agreed to.

- Bill read a second time and, by leave, read the third time forthwith.
 Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 23 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 18, be postponed until later this day.
- 24 JURIES (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
 Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 25 MESSAGES FROM THE LEGISLATIVE COUNCIL—Agreeing to the following Bills without amendment:
 Workers Compensation (Insurers Guarantee and Compensation Supplementation Fund) Bill.
 Victorian College of the Arts (Amendment) Bill.
- 26 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for "*An Act to amend the 'Melbourne University Act 1958' and for other purposes*".
- 27 MELBOURNE UNIVERSITY (AMENDMENT) BILL—On the motion of Mr Lacy, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 28 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 20 be postponed until later this day.
- 29 MOTOR CAR (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee.
 Committee reported progress; to sit again later this day.
- 30 MESSAGES FROM THE LEGISLATIVE COUNCIL—Agreeing to the following Bills without amendment:
 Stamps (Transfer Duty Refund) Bill.
 Workers Compensation (Amendment) Bill.
 Local Authorities Superannuation (Amendment) Bill.
- 31 ENVIRONMENT PROTECTION (LICENCE FEES) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
 Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 32 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 23, be postponed until later this day.
- 33 ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH—Order read for resuming debate on question—That the following Address, in reply to the speech of His Excellency the Governor to both Houses of Parliament, be agreed to by this House (for Address see p. 15 *ante*); debate resumed.
 Business having been interrupted at 10.30 p.m.—
 Motion made and question—That the sitting be continued (*Mr Lacy*)—put.
 The House divided.

AYES, 45

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

NOES, 30

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

And so it was resolved in the affirmative.

Debate resumed on question.

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

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

THURSDAY, 26 NOVEMBER 1981

Question—after debate, put.

The House divided.

AYES, 37

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

NOES, 40

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

And so it passed in the negative.

Debate resumed on question.

Motion made, by leave, and question—That Standing Orders be suspended so far as to allow:

- (a) The question “That the debate be now adjourned” to be again proposed; and
- (b) The resumption of debate on the Address-in-Reply to the Governor’s Speech to be the first item of business tomorrow (*Mr Maclellan*)—put and agreed to.

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

Ordered—That the debate be adjourned until tomorrow.

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

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

And then the House, at thirty minutes past Two o’clock in the morning, adjourned until later this day.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 31—Thursday, 26 November 1981

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 QUESTIONS—(Pursuant to Standing Order No. 124).
- 3 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Country Fire Authority—Report for the year 1979–80.
 - Education Act 1958—Resumption of land at Langwarrin—Certificate of the Minister of Education.
 - National Parks Act 1975—Consent of the Minister for Conservation to the renewal of the Mining Lease for the Red Robin Mine in the Bogong National Park.
 - Statutory Rules under the following Acts:
 - Forests Act 1958—No. 467.
 - State Electricity Commission Act 1958—No. 466.
 - Victoria Grants Commission—Report for the year ended 31 August 1981—Ordered to be printed.
- 4 MESSAGES FROM THE LEGISLATIVE COUNCIL—Agreeing to the following Bills without amendment:
 - Forests (Amendment) Bill.
 - Marine (Amendment) Bill.
- 5 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to amend the ‘Penalties and Sentences Act 1981’*”.

- 6 PENALTIES AND SENTENCES (AMENDMENT) BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 7 ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH—Order read for resuming debate on question—That the following Address, in reply to the Speech of His Excellency the Governor to both Houses of Parliament, be agreed to by this House (for Address see p. 15 *ante*); debate resumed.
Question—put, and Address agreed to.
Ordered—That the said Address be presented to His Excellency the Governor by Mr Speaker and the Members of the House.
- 8 MESSAGES FROM THE LEGISLATIVE COUNCIL—Agreeing to the following Bills without amendment:
Port of Melbourne Authority (Borrowing Powers) Bill.
Probate Duty Bill.
- 9 VICTORIA STATE EMERGENCY SERVICE BILL—Mr Maclellan obtained leave, with Mr Thompson, to bring in a Bill “to provide for the Constitution of a Victoria State Emergency Service, to prescribe the Functions thereof, to provide for the Payment of Compensation to Members thereof injured in the Performance of Activities as such and to certain other Persons, and for other purposes”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 10 POLICE REGULATION (AMENDMENT) BILL—Mr Maclellan obtained leave, with Mr Thompson, to bring in a Bill “to amend the ‘Police Regulation Act 1958’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 11 CONSUMER AFFAIRS (AMENDMENT) BILL—Mr Ramsay obtained leave, with Mr Maclellan, to bring in a Bill “to amend the ‘Consumer Affairs Act 1972’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 EDUCATIONAL GRANTS (CONTINUATION) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 8 December next.
- 13 MELBOURNE UNIVERSITY (AMENDMENT) BILL—Read a second time, after debate, and, by leave, read the third time forthwith.
Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 14 MOTOR ACCIDENTS (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Ramsay*).
Motion made and question—That the debate be now adjourned (*Mr Crabb*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 8 December next.
- 15 SALE STATION RELOCATION AND DEVELOPMENT BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Crabb*)—put and agreed to.
Ordered—That the debate be adjourned until Thursday next.

- 16 MOTOR CAR (AMENDMENT) BILL—Further considered in Committee and reported without amendment; read the third time.

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

- 17 PAY-ROLL TAX (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill now be read a second time; debate resumed.

Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this Bill be withdrawn and re-drafted to include a provision granting to all employers covered by the *Pay-Roll Tax Act* 1971 the sum of \$1500 for each additional person employed full-time during the whole of the year 1982” (*Mr Jolly*)—and, after debate—

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

The House divided.

AYES, 43

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

NOES, 32

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

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read the third time forthwith.

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

- 18 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Juries (Amendment) Bill without amendment.
- 19 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to amend the ‘Charities Act 1978’ to enable Investigations of the Affairs of Charities to be carried out, and for other purposes*”.
- 20 CHARITIES (AMENDMENT) BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 21 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to amend the ‘Wrongs Act 1958’ in relation to the Reporting of certain Public Inquiries*”.

- 22 **WRONGS (DEFAMATION) BILL**—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 23 **VICTORIA STATE EMERGENCY SERVICE BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Edmunds*)—put and agreed to.
Ordered, after debate—That the debate be adjourned until Tuesday, 8 December next.
- 24 **POLICE REGULATION (AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Edmunds*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday next.
- 25 **POSTPONEMENT OF ORDERS OF THE DAY**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 7 to 9 inclusive, be postponed until later this day.
- 26 **STATE EMPLOYÉ'S RETIREMENT BENEFITS (AMENDMENT) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).
Motion made and question—That the debate be now adjourned (*Mr Edmunds*)—put and agreed to.
Ordered—That the debate be adjourned until Thursday next.
- 27 **WORKERS COMPENSATION (ACTIONS) BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Ramsay*).
Motion made and question—That the debate be now adjourned (*Mr Simmonds*)—put and agreed to.
Ordered—That the debate be adjourned until Thursday next.
- 28 **POSTPONEMENT OF ORDERS OF THE DAY**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 12 and 13, be postponed until later this day.
- 29 **FUEL PRICES REGULATION BILL**—Motion made and question proposed—That this Bill be now read a second time (*Mr Ramsay*).
Motion made and question—That the debate be now adjourned (*Mr Cain*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday, 8 December next.
- 30 **POSTPONEMENT OF REMAINING BUSINESS**—Motion made and question—That the consideration of remaining business be postponed (*Mr Maclellan*)—put and agreed to.
- 31 **ADJOURNMENT**—Resolved, after debate—That the House do now adjourn.
And then the House, at twenty minutes past Six o'clock, adjourned until Tuesday next.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 32, 33, 34 and 35

No. 32—Tuesday, 1 December 1981

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 QUESTIONS—(Pursuant to Standing Order No. 124).
- 3 PETITION—BIRTH CERTIFICATES FOR SEX REASSIGNED PERSONS—Mr Cain presented a Petition from certain citizens praying that the Government Statist be instructed to amend birth certificates for sex reassigned persons who furnish him with a declaration that such surgery has been performed.

Ordered to lie on the Table.

- 4 PETITION—RETAIL TRADING HOURS—Mr Remington presented a Petition from certain citizens praying that trading hours for retail shops not be increased, in view of the sluggish growth of population and of retail sales, and that penalties prescribed for breaches of the trading hours provisions of the *Labour and Industry Act 1958* be properly enforced.

Ordered to lie on the Table.

- 5 PETITIONS—MELBOURNE'S WATER CATCHMENTS—Mr Remington and Mr Templeton, respectively, presented Petitions from certain citizens of Victoria praying that the House takes action to ensure that—(a) no logging shall take place in Melbourne's catchments; (b) the recently created catchments be upgraded to the level of traditional catchments; and (c) control over the catchments be vested in the Melbourne and Metropolitan Board of Works.

Severally ordered to lie on the Table.

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

Geelong Waterworks and Sewerage Trust—Statement of accounts for the year 1980–81.

Health Advisory Council—Report for the year 1980–81.

Police Regulation Act 1958—Determination No. 354 of the Police Service Board.

Statutory Rules under the following Acts:

Motor Boating Act 1961—No. 482.

Public Service Act 1974—PSD Nos. 162, 166 to 169.

Town and Country Planning Act 1961:

Bairnsdale—Town of Bairnsdale Planning Scheme, Amendment No. 34 (1980).

Ballarat—City of Ballarat Planning Scheme, Amendment No. 63.

Cranbourne—Shire of Cranbourne (Western Port) Planning Scheme, Amendment No. 18.

Eppalock Planning Scheme (Shire of McIvor), Amendment No. 8.

Horsham—City of Horsham Planning Scheme 1973, Amendment No. 51 (1979).

- Knox—City of Knox Planning Scheme 1965, Amendment Nos. 222 (1979), 229, Part A (1981), 237 (1980), 241 (four papers).
- Korumburra—Shire of Korumburra Planning Scheme, Amendment No. 17 (1981).
- Lakes Entrance—Shire of Tambo (Lakes Entrance) Planning Scheme, Amendment No. 34.
- Lake Tyers to Cape Howe Coastal Planning Scheme, Amendment No. 6.
- Mornington—Shire of Mornington Planning Scheme 1959, Amendment Nos. 145, 146 (two papers).
- Phillip Island Planning Scheme, Amendment No. 10.
- Rosedale—Shire of Rosedale Planning Scheme 1976, Amendment Nos. 18, 19 (1980), 25 (1981) (three papers).
- Woorayl—Shire of Woorayl Planning Scheme, Amendment No. 50 (1980).
- 7 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 57)—ASSENT TO BILLS—
Informing the Assembly that he had, that day, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:
- Tourist Railways Bill.
 - Workers Compensation (Insurers Guarantee and Compensation Supplementation Fund) Bill.
 - Victorian College of the Arts (Amendment) Bill.
 - Stamps (Transfer Duty Refund) Bill.
 - Workers Compensation (Amendment) Bill.
 - Local Authorities Superannuation (Amendment) Bill.
 - Forests (Amendment) Bill.
 - Marine (Amendment) Bill.
 - Port of Melbourne Authority (Borrowing Powers) Bill.
 - Probate Duty Bill.
 - Melbourne University (Amendment) Bill.
 - Juries (Amendment) Bill.
- 8 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR (Nos. 58, 59, 60, 61)—Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:
- Victoria State Emergency Service Bill.
 - Historic Shipwrecks Bill.
 - Cinematograph Operators Bill.
 - Police Regulation (Amendment) Bill.
- 9 WATER AND SEWERAGE AUTHORITIES (FINANCIAL) BILL—Mr Austin obtained leave, with Mr Wood, to bring in a Bill “to amend the ‘Water Act 1958’, the ‘Sewerage Districts Act 1958’, the ‘Latrobe Valley Act 1958’, the ‘Geelong Waterworks and Sewerage Act 1958’, the ‘Mildura Irrigation and Water Trusts Act 1958’ and the ‘Dandenong Valley Authority Act 1963’”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 PENALTIES AND SENTENCES (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Jona*).
- Motion made and question—That the debate be now adjourned (*Mr Miller*)—put and agreed to.
- Ordered—That the debate be adjourned until Thursday next.
- 11 WRONGS (DEFAMATION) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).

- Motion made and question—That the debate be now adjourned (*Mr Edmunds*)—put and agreed to.
- Ordered—That the debate be adjourned until Tuesday next .
- 12 CHARITIES (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
- Motion made and question—That the debate be now adjourned (*Mr Edmunds*)—put and agreed to.
- Ordered—That the debate be adjourned until Tuesday next.
- 13 POLICE REGULATION (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read the third time.
- Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 14 SUPERANNUATION (LUMP SUM BENEFITS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).
- Motion made and question—That the debate be now adjourned (*Mr Jolly*)—put and agreed to.
- Ordered—That the debate be adjourned until Thursday, 10 December instant.
- 15 CONSUMER AFFAIRS (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Ramsay*).
- Motion made and question—That the debate be now adjourned (*Miss Callister*)—put and agreed to.
- Ordered, after debate—That the debate be adjourned until Tuesday next.
- 16 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 7, be postponed until later this day.
- 17 STAMPS (FURTHER AMENDMENT) BILL—Order read for resuming debate on question—That this Bill now be read a second time; debate resumed.
- Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this Bill be withdrawn and redrafted to provide for—(a) a reduction in duty payable on present high interest credit transactions by spreading stamp duty on all non-housing credit transactions; and (b) the establishment of a Government Revenue Evasion and Avoidance Section responsible to the Treasurer” (*Mr Jolly*)—and, after debate—
- Question—That the words proposed to be omitted stand part of the question—put.
- The House divided.

AYES, 45

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

NOES, 32

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

And so it was resolved in the affirmative.

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

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

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

Public Account (Investment Powers) Bill.
Public Trustee (Amendment) Bill.

- 19 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to further amend the ‘Motor Car Act 1958’ and for other purposes*”.

- 20 MOTOR CAR (FURTHER AMENDMENT) BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.

- 21 LAND TAX (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill now be read a second time; debate resumed.

Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this Bill be withdrawn and redrafted to increase the exemption limit to \$50 000, to provide for the exemption to be indexed annually in accordance with the Consumer Price Index and to extend the application of the exemption to the aggregate value of holdings” (Mr Jolly)—and, after debate—

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

The House divided.

AYES, 45

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

NOES, 31

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

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read the third time forthwith.

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

22 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to amend section 29A of the ‘Education Act 1958’*”.

23 EDUCATION (COUNCILS) BILL—On the motion of Mr Lacy, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.

24 SERPELL JOINT SCHOOLS BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.

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

25 CREDIT BILL, GOODS (SALES AND LEASES) BILL, CHATTEL SECURITIES BILL—Order read for resuming debate on question—That these Bills be now read a second time.

Declaration of Bills Urgent—Limitation of Debate—Mr Maclellan declared that these Bills were urgent Bills and moved—That these Bills be considered urgent Bills.

Mr Speaker having ascertained that twenty Members approved of the proposed motion being put—

Question—That these Bills be considered urgent Bills—put.

The House divided.

AYES, 46

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

NOES, 31

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

And so it was resolved in the affirmative.

Limitation of debate—Motion made and question proposed—That the time allotted in connexion with these Bills be as follows:

(a) For the remainder of the second reading stage of these Bills until 11.30 p.m. this day.

(b) For the remaining stages of these Bills until 12.30 a.m. tomorrow.

—(*Mr Maclellan*)—and, after debate—

Business having been interrupted at 10.30 p.m.—

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

AYES, 47

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

NOES, 31

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

And so it was resolved in the affirmative.

Debate resumed on question—That the time allotted in connexion with these Bills be as follows:

(a) For the remainder of the second reading stage of these Bills until 11.30 p.m. this day.

(b) For the remaining stages of these Bills until 12.30 a.m. tomorrow.

Question—put and agreed to.

Debate resumed on question—That these Bills be now read a second time.

Limitation of Debate—The time allotted for the second reading stage of the Bills having expired—

Question—put and agreed to.

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

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

WEDNESDAY, 2 DECEMBER 1981

Further considered in Committee and reported without amendment; read a third time.

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

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

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

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

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 33—Wednesday, 2 December 1981

1 Mr Speaker took the Chair and read the Prayer.

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

3 PETITION—DAYLIGHT SAVING REFERENDUM—Mr McGrath presented a Petition from certain citizens praying that a referendum on daylight saving be held in conjunction with the next State Election.

Ordered to lie on the Table.

4 PETITION—RETENTION OF VISITING TEACHER SERVICES—Mr Coleman presented a Petition from certain citizens praying that the House seek urgent confirmation from the Minister of Educational Services that the visiting teacher services will not be splintered and that it will continue to provide co-ordinated service to the handicapped school children in our State.

Ordered to lie on the Table.

5 ELECTRICITY GENERATION—Motion made, by leave, and question—That there be presented to this House a copy of the Report of the Joint Commonwealth/State Committee of Inquiry into Electricity Generation and the Sharing of Power Resources in South East Australia (*Mr Thompson*)—put and agreed to.

6 PAPER—Mr Thompson presented:

Electricity Generation—Report (three volumes)—Return to the foregoing Order.

Ordered to lie on the Table.

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

Melbourne and Metropolitan Tramways Board—Report for the year 1980–81.
Police Regulation Act 1958—Determination No. 348 of the Police Service Board.

8 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to amend the ‘Post-Secondary Education Act 1978’ and the ‘Melbourne University Act 1958’ and for other purposes*”.

- 9 POST-SECONDARY EDUCATION (AMENDMENT) BILL—On the motion of Mr Lacy, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 10 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 62)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Consumer Affairs (Amendment) Bill.
- 11 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 1 be postponed until later this day.
- 12 MOTOR CAR (FURTHER AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Edmunds*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday next.
- 13 EDUCATION (COUNCILS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Lacy*).
Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday next.
- 14 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 4 be postponed until later this day.
- 15 CO-OPERATION BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read the third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 16 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Serpell Joint Schools Bill without amendment.
- 17 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 63)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Building Industry Long Service Leave (Amendment) Bill.
- 18 MOTOR CAR (MASS AND DIMENSION LIMITS) (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 19 FRIENDLY SOCIETIES (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.
Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this House refuses to read this Bill a second time until such time as this House is assured that all friendly society management costs are minimised to ensure that contributors get full value for their contributions” (*Mr Roper*)—and, after debate—
Question—That the words proposed to be omitted stand part of the question—put.
The House divided.

AYES, 44

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

NOES, 31

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

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read the third time forthwith.

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

- 20 GEELONG WATERWORKS AND SEWERAGE (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.

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

- 21 LIQUOR CONTROL (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.

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

- 22 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 10, be postponed until later this day.

- 23 COUNTRY FIRE AUTHORITY (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.

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

- 24 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to make provision for the Incorporation of certain Associations, for the Regulation of certain Affairs of Incorporated Associations, to amend the ‘Evidence Act 1958’ and for other purposes*”.

- 25 ASSOCIATIONS INCORPORATION BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.

- 26 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to make amendments to certain Acts consequential upon the enactment of the ‘Companies (Application of Laws) Act 1981’ to make certain other amendments to Acts and for other purposes*”.

- 27 COMPANIES (CONSEQUENTIAL AMENDMENTS) BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 28 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to make Provision for the Formation of Companies in Victoria, the Regulation of Companies formed in Victoria, the Registration in Victoria of certain other Bodies and certain other Matters, and for other purposes*”.
- 29 COMPANIES (APPLICATION OF LAWS) BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 30 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to establish the Corporate Affairs Commissioner as a body corporate, to establish the Companies Auditors and Liquidators Disciplinary Board, to amend the ‘Companies Act 1961’, the ‘Securities Industry Act 1975’ and certain other Acts and for other purposes*”.
- 31 COMPANIES (ADMINISTRATION) BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 32 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to amend the ‘Legal Profession Practice Act 1958’ and the ‘Legal Aid Commission Act 1978’ and for other purposes*”.
- 33 LEGAL PROFESSION PRACTICE (AMENDMENT) BILL—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 34 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 12, be postponed until later this day.
- 35 HISTORIC BUILDINGS BILL—Order read for resuming debate on question—That this Bill now be read a second time; debate resumed.

Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this Bill be withdrawn and redrafted after—(a) consultation with the Historic Buildings Preservation Council, the National Trust of Australia (Victoria) and all other groups which have demonstrated a concern for Victoria’s heritage; and (b) due consideration to the inclusion in the Bill of precincts, gardens, mines and sites of archaeological, scientific, engineering, cultural and urban significance” (*Mr Cain*)—and, after debate—

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

AYES, 44

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

NOES, 31

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

And so it was resolved in the affirmative.

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

The House divided.

AYES, 44

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

NOES, 32

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

And so it was resolved in the affirmative.

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

Committee reported progress.

Business having been interrupted at 10.30 p.m.—

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

The House divided.

AYES, 44

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

NOES, 33

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

And so it was resolved in the affirmative.

Further considered in Committee.

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

THURSDAY, 3 DECEMBER 1981.

Further considered in Committee and reported with amendments and an amended title, which title is as follows:

"A Bill to consolidate and amend the law with respect to the Preservation of Buildings, Works and Objects of historic or architectural Importance, to amend the 'Town and Country Planning Act 1961' and the 'Local Government Act 1958', and for other purposes".

Bill, as amended, considered, and amendments agreed to; read the third time.

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

- 36 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 64)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Cemeteries (Guarantees) Bill.
- 37 CEMETERIES (GUARANTEES) BILL—Mr Maclellan, pursuant to Standing Order No. 169, obtained leave, with Mr Borthwick, to bring in a Bill *"to amend the 'Cemeteries Act 1958' and for other purposes"*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 38 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 65)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Hospitals and Charities (Borrowing Powers) Bill.
- 39 HOSPITALS AND CHARITIES (BORROWING POWERS) BILL—Mr Maclellan, pursuant to Standing Order No. 169, obtained leave, with Mr Borthwick, to bring in a Bill *"to amend the 'Hospitals and Charities Act 1958' with respect to the Borrowing Powers of certain institutions"*; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 40 MESSAGES FROM THE LEGISLATIVE COUNCIL—Agreeing to the following Bills without amendment:
- Environment Protection (Licence Fees) Bill.
 - Port of Geelong Authority Bill.
 - Motor Car (Amendment) Bill.
 - Gift Duty (Amendment) Bill.
 - Geelong Waterworks and Sewerage (Amendment) Bill.
- 41 POSTPONEMENT OF REMAINING BUSINESS—Motion made and question—That the consideration of remaining business be postponed (*Mr Maclellan*)—put and agreed to.

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

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

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 34—Thursday, 3 December 1981

1 Mr Speaker took the Chair and read the Prayer.

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

3 PETITION—FUNDING FOR SCHOOL WORKS—Mr Fordham presented a Petition from certain citizens praying that the House will vote for its own increased role in funding for building and maintenance works at State Schools and lobby for increases from the Commonwealth Government, so that current needs as reported by schools may be met and that this funding be indexed in order that future needs may also be met.

Ordered to lie on the Table.

4 PETITION—WOODCHIPPING IN OTWAYS—Dr Vaughan presented a Petition from certain citizens praying that the State Government take action to prevent woodchipping in the Otways.

Ordered to lie on the Table.

5 PETITION—MELBOURNE'S WATER CATCHMENTS—Mr Ebery presented a Petition from certain citizens of Victoria praying that the House take action to ensure that—(a) no logging shall take place in Melbourne's catchments; (b) the recently created catchments be upgraded to the level of traditional catchments; and (c) control over the catchments be vested in the Melbourne and Metropolitan Board of Works.

Ordered to lie on the Table.

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

Co-operative Housing Societies—Report of the Registrar for the year 1978–79
—Ordered to be printed.

Co-operative Societies—Report of the Registrar for the year 1978–79—
Ordered to be printed.

Minerals and Energy Department—Report for the year 1980.

State Development, Decentralization and Tourism Department—Report for the year 1980–81.

7 ADJOURNMENT—MOTION FOR PURPOSE OF DISCUSSION—Mr Trezise rose in his place, and said that he proposed to move the adjournment of the House for the purpose of discussing a definite matter of urgent public importance, namely, "The failure of the Government to act on the Tattersall Consultation proposal for an 'instant lottery' by providing adequate safeguards for the protection of the community and in particular young persons".

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

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

The House divided.

AYES, 29

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

NOES, 45

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

And so it was passed in the negative.

- 8 TATTERSALL CONSULTATIONS (AMENDMENT) BILL—Mr Thompson, by leave, obtained leave, with Mr Maclellan, to bring in a Bill “to amend the *Tattersall Consultations Act 1958*’ with respect to the *Sale of Tickets to Minors and for other purposes*”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 66)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Employment and Training (Pay-roll Tax Rebate) Bill.
- 10 EMPLOYMENT AND TRAINING (PAY-ROLL TAX REBATE) BILL—Mr Thompson, pursuant to Standing Order No. 169, obtained leave, with Mr Maclellan, to bring in a Bill “to amend the *Employment and Training Act 1981*’, to provide for a rebate on pay-roll tax paid in respect of first-year apprentices and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 BUILDING INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith. Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 12 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 2, be postponed until later this day.
- 13 SALE STATION RELOCATION AND DEVELOPMENT BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith. Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 14 RAILWAYS (BORROWING POWERS) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed.

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

Motion made and question—That it be an instruction to the Committee that they have power to consider an amendment to allow the Victorian Railways Board, with the approval of the Treasurer, to obtain—(a) advances from any bank by way of overdraft on current account; and (b) temporary financial accommodation secured for such period as the Treasurer in a particular case approves, such total amount to be owed by the Board under the provision not to exceed \$10 000 000 (*Mr Crabb*)—put and agreed to.

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

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

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

Port of Portland Authority Bill.

Motor Car (Mass and Dimension Limits) (Amendment) Bill.

Liquor Control (Amendment) Bill.

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

- 17 MEAT CONTROL BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.

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

- 18 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 6 to 14 inclusive, be postponed until later this day.

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

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

Ordered—That the debate be adjourned until Tuesday next.

- 20 HOSPITALS AND CHARITIES (BORROWING POWERS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Borthwick*).

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

Ordered—That the debate be adjourned until Tuesday next.

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

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

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

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 35—Friday, 4 December 1981

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 QUESTIONS—(Pursuant to Standing Order No. 124).
- 3 PAPERS—Mr Speaker presented:
 - Auditor-General—Supplementary Report for year 1980–81.
 - Ordered to lie on the Table and to be printed.
 - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - National Parks Service—Report for the year 1980–81—Ordered to be printed.
 - State Employees Retirement Benefits Board—Report for the year 1980–81.
 - Statutory Rules under the following Acts:
 - Cemeteries Act 1958—No. 484.
 - Co-operation Act 1958—No. 485.
 - Industrial Training Act 1975—No. 479.
 - Motor Boating Act 1961—No. 481.
 - Planning Appeals Board Act 1980—No. 488.
 - Public Service Act 1974—PSD No. 161.
 - Second-hand Dealers Act 1958—No. 487.
- 4 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Sale Station Relocation and Development Bill without amendment.
- 5 COMPANIES (ADMINISTRATION) BILL, COMPANIES (APPLICATION OF LAWS) BILL AND COMPANIES (CONSEQUENTIAL AMENDMENTS) BILL—Motion made and question —That this House authorizes and requires Mr Speaker to permit the second reading and subsequent stages of the Companies (Administration) Bill, Companies (Application of Laws) Bill and Companies (Consequential Amendments) Bill to be moved and debated concurrently (*Mr Maclellan*)—put and agreed to.
- 6 MINES (AMENDMENT) BILL—Mr Lieberman obtained leave, with Mr Wood, to bring in a Bill “to amend the ‘Mines Act 1958’ and certain other Acts and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 HEALTH (CONSULTATIVE COUNCIL ON MATERNAL AND PERINATAL MORTALITY AND MORBIDITY) BILL—Mr Borthwick obtained leave, with Mr Weideman, to bring in a Bill “to amend the ‘Health Act 1958’ to establish a Consultative Council on Maternal and Perinatal Mortality and Morbidity and for other purposes”; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 8 POST-SECONDARY EDUCATION (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Lacy*).
Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
Ordered, after debate—That the debate be adjourned until Wednesday next.

- 9 LEGAL PROFESSION PRACTICE (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Miller*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday next.
- 10 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 3, be postponed until later this day.
- 11 COMPANIES (ADMINISTRATION) BILL, COMPANIES (APPLICATION OF LAWS) BILL AND COMPANIES (CONSEQUENTIAL AMENDMENTS) BILL—Motion made and question proposed—That these Bills be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Miller*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday next.
- 12 WATER AND SEWERAGE AUTHORITIES (FINANCIAL) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Mathews*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday next.
- 13 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 8, be postponed until later this day.
- 14 TATTERSALL CONSULTATIONS (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Jona*).
Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday next.
- 15 EMPLOYMENT AND TRAINING (PAY-ROLL TAX REBATE) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Jolly*)—put and agreed to.
Ordered—That the debate be adjourned until Thursday next.
- 16 HEALTH (CONSULTATIVE COUNCIL ON MATERNAL AND PERINATAL MORTALITY AND MORBIDITY) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Borthwick*).
Motion made and question—That the debate be now adjourned (*Mr Roper*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday next.
- 17 SUPREME COURT (FUNDS IN COURT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 18 FOREIGN JUDGMENTS (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

- 19 PENALTY INTEREST RATES BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 20 PROPERTY LAW (DELIVERY BY AGENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 21 CORONERS (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 22 LISTING OF DEBTORS BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 23 MAGISTRATES (SUMMARY PROCEEDINGS) (TRAFFIC COURTS) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 24 LAW REFORM BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 25 ASSOCIATIONS INCORPORATION BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Maclellan*).
Motion made and question—That the debate be now adjourned (*Mr Miller*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday next.
- 26 CROWN RESERVATIONS (REVOCATION AND EXCISION) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 27 SUMMARY OFFENCES (FALSE REPORTS TO POLICE) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.

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

- 28 WILDLIFE (FEES) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.

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

- 29 SOIL CONSERVATION AND LAND UTILIZATION (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with an amendment; as amended, considered, and amendment agreed to; read the third time, after debate.

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

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

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

- 31 MINISTERIAL STATEMENT—ALCOA SMELTER AT PORTLAND—Mr Thompson made a Ministerial Statement relating to the Alcoa Smelter at Portland.

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

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

Ordered—That the debate be adjourned until tomorrow.

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

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

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

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 36, 37, 38 and 39

No. 36—Tuesday, 8 December 1981

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 QUESTIONS—(Pursuant to Standing Order No. 124).
- 3 PETITION—MILL PARK PRIMARY SCHOOL CONDITIONS—Mr Cain presented a Petition from the Mill Park Primary School Council praying that action be taken to overcome the excessively hot and deplorable conditions in relocatable classrooms at the Mill Park Primary School.
Ordered to lie on the Table.
- 4 PETITIONS—HUMANIST RELIGION IN SCHOOLS—Mrs Patrick and Mr McInnes, respectively, presented Petitions from certain citizens praying that the House will take urgent positive action to prohibit unlawful education in the Humanist Religion in State schools and by teachers in State school buildings.
Severally ordered to lie on the Table.
- 5 PETITION—MELBOURNE'S WATER CATCHMENTS—Mr Collins presented a Petition from certain citizens of Victoria praying that the House takes action to ensure that—(a) no logging shall take place in Melbourne's catchments; (b) the recently created catchments be upgraded to the level of traditional catchments; and (c) control over the catchments be vested in the Melbourne and Metropolitan Board of Works.
Ordered to lie on the Table.
- 6 PAPERS—Mr Maclellan presented, by command of His Excellency the Governor—Police Department—Report for the year 1980.
Ordered to lie on the Table and to be printed.
The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Egg Marketing Board—Report for the pool year ended 4 July 1981—Ordered to be printed.
 - Hospitals Superannuation Board—Report for the year 1980–81—Ordered to be printed.
 - Statutory Rules under the following Acts:
 - Business Franchise (Tobacco) Act 1974—No. 492.
 - County Court Act 1958—No. 480.
 - Forests Act 1958—No. 486.
 - Victorian Brown Coal Council—Report for the year 1980–81.
- 7 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 67)—ASSENT TO BILLS—Informing the Assembly that he had, that day, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:
 - Foreign Judgments (Amendment) Bill.
 - Motor Car (Amendment) Bill.
 - Environment Protection (Licence Fees) Bill.
 - Public Account (Investment Powers) Bill.
 - Public Trustee (Amendment) Bill.

Gift Duty (Amendment) Bill.
 Liquor Control (Amendment) Bill.
 Motor Car (Mass and Dimension Limits) (Amendment) Bill.
 Country Fire Authority (Amendment) Bill.
 Property Law (Delivery by Agent) Bill.
 Geelong Waterworks and Sewerage (Amendment) Bill.
 Supreme Court (Funds in Court) Bill.
 Penalty Interest Rates Bill.
 Law Reform Bill.
 Port of Portland Authority Bill.

- 8 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR (Nos. 68, 69)—Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:
 Water and Sewerage Authorities (Financial) Bill.
 Health (Consultative Council on Maternal and Perinatal Mortality and Morbidity) Bill.
- 9 STANDING ORDERS COMMITTEE REPORT—MOTIONS, STANDING ORDERS COMMITTEE REPORTS AND PETITIONS—Motion made and question—That the Report of the Standing Orders Committee relating to Motions, Standing Orders Committee Reports and Petitions be adopted and that:
- 1 Standing Order No. 61 be repealed.
 - 2 New Standing Order No. 61 recommended in paragraph 7 of the report and contained in Schedule A thereto, be adopted.
 - 3 New Standing Order No. 217A recommended in paragraph 10 of the report and contained in Schedule B thereto, be adopted.
 - 4 Standing Order No. 248 be repealed; and
 - 5 New Standing Orders Nos. 248, 248A, 248B, 248C, 248D and 248E be adopted and amendments to Standing Orders Nos. 244 and 246 be made as contained in Schedule C to the report.
- (Mr Maclellan)—put, after debate, and agreed to.
- 10 LOCAL GOVERNMENT (BOARD OF REVIEW) BILL—Mr Lieberman obtained leave, with Mr Wood, to bring in a Bill "*to amend the 'Local Government Act 1958' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 LOCAL GOVERNMENT (HOUSE BUILDERS' LIABILITY FURTHER AMENDMENT) BILL—Mr Lieberman obtained leave, with Mr Wood, to bring in a Bill "*to further amend Division 1A of Part XLIX. of the 'Local Government Act 1958'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 CONSTITUTION (LOCAL GOVERNMENT) BILL—Mr Lieberman obtained leave, with Mr Thompson, to bring in a Bill "*to amend the 'Constitution Act 1975' with respect to Local Government*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 13 LOCAL GOVERNMENT (PECUNIARY INTERESTS OF COUNCILLORS) BILL—Mr Lieberman obtained leave, with Mr Wood, to bring in a Bill "*to amend the Provisions of the 'Local Government Act 1958' with respect to the Pecuniary Interests of Councillors, and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 14 HOSPITALS SUPERANNUATION (GENERAL AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read the third time.

- Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 15 MESSAGES FROM THE LEGISLATIVE COUNCIL—Agreeing to the amendment made by the Assembly in the:
Soil Conservation and Land Utilization (Amendment) Bill.
Chelsea Lands Bill.
- 16 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to make Provision with respect to the Amalgamation of the Provincial Sewerage Authorities Association of Victoria and the Waterworks Trusts Association of Victoria*”.
- 17 VICTORIAN WATER AND SEWERAGE AUTHORITIES ASSOCIATION BILL—On the motion of Mr Austin, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 18 DRUGS, POISONS AND CONTROLLED SUBSTANCES BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee.
Committee reported progress.
Business having been interrupted at 10.30 p.m.
Motion made and question—That the sitting be continued (*Mr Maclellan*)—put and agreed to.
Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read the third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 19 MESSAGE FROM THE LEGISLATIVE COUNCIL—Transmitting a Bill for “*An Act to give Members of the Public Rights of Access to Official Documents of the Government of Victoria and of its Agencies, to amend the ‘Ombudsman Act 1973’ and for other purposes*”.
- 20 FREEDOM OF INFORMATION BILL (No. 3)—On the motion of Mr Maclellan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 21 MESSAGES FROM THE LEGISLATIVE COUNCIL—Agreeing to the following Bills without amendment:
Police Regulation (Amendment) Bill.
Friendly Societies (Amendment) Bill.
Pay-roll Tax (Amendment) Bill.
Land Tax (Amendment) Bill.
Works and Services Appropriation Bill.
- 22 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Building Industry Long Service Leave (Amendment) Bill with amendments.
Ordered—That the said amendments be printed and taken into consideration tomorrow.
- 23 POSTPONEMENT OF ORDERS OF THE DAY—That the consideration of Orders of the Day, Government Business, NOS. 3 to 9 inclusive be postponed until later this day.
- 24 EDUCATION SERVICE BILL—Order read for resuming debate on question—This this Bill now be read a second time; debate resumed.
Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this Bill be withdrawn and redrafted to

provide a new industrial relations structure and processes in full accord with the Report of the Ministerial Working Party on Industrial Relations in the Victorian Teaching Service" (*Mr Fordham*)—and, after debate—

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

WEDNESDAY, 9 DECEMBER 1981

Debate continued on question and amendment.

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

The House divided.

AYES, 40

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

NOES, 37

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

And so it was resolved in the affirmative.

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

The House divided.

AYES, 46

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

NOES, 31

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

And so it was resolved in the affirmative.

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

Committee reported progress; to sit again tomorrow.

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

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

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

J. H. CAMPBELL

Clerk of the Legislative Assembly

S. J. FLOWMAN

Speaker

No. 37—Wednesday, 9 December 1981

1 Mr Speaker took the Chair and read the Prayer.

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

3 PETITION—The Clerk announced that the following petition had been lodged for presentation:

ABORTION—Seeking legislation to establish a legal definition to the effect that an unborn child is a life in being and therefore a legal person for the purposes of the law relating to murder or manslaughter; bearing 378 signatures (*by Mr Hayes*).

Ordered to lie on the Table.

4 PUBLIC ACCOUNTS AND EXPENDITURE REVIEW COMMITTEE—Mr Mackinnon, Chairman, brought up a Report from the Public Accounts and Expenditure Review Committee on the Current and Future Use of EDP Facilities and Techniques in the Victorian Public Sector; together with Appendices, Minutes of Evidence and Submissions.

Ordered to lie on the Table and the Report and Appendices to be printed.

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

Consumer Affairs—Report of the Council of Consumer Affairs for the year 1980–81—Ordered to be printed.

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

Greyhound Racing Control Board—Report for the year ended 31 July 1981.

Legal Aid Commission—Report for the year 1980–81.

Victorian Development Corporation—Report for the year 1980–81—Ordered to be printed.

Victorian Fishing Industry Council—Report for the year 1980–81.

6 DISCHARGE OF ORDER OF THE DAY—Motion made, by leave, and question—That the following Order of the Day, Government Business, be read and discharged:

Freedom of Information Bill—Second reading.

and that the Bill be withdrawn (*Mr Maclellan*)—put and agreed to.

- 7 MOTOR CAR (DRIVERS' LICENCES) BILL—Mr Maclellan obtained leave, with Mr Thompson, to bring in a Bill “to amend Part III. of the ‘Motor Car Act 1958’ with respect to the Licensing of Drivers and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 LOCAL GOVERNMENT (GENERAL AMENDMENT) BILL—Mr Lieberman obtained leave, with Mr Wood, to bring in a Bill “to amend the ‘Local Government Act 1958’, the ‘Town and Country Planning Act 1961’, the ‘Local Government (Further Amendment) Act 1981’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and, read a second time tomorrow.
- 9 VICTORIAN ECONOMIC DEVELOPMENT CORPORATION (AMENDMENT) BILL—Mr Ramsay obtained leave, with Mr Thompson, to bring in a Bill “to amend the ‘Victorian Economic Development Corporation Act 1981’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 TATTERSALL CONSULTATIONS (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.
Motion made and question—That the debate be now adjourned (*Mr Maclellan*)—put and agreed to.
Ordered—That the debate be adjourned until tomorrow.
- 11 CEMETERIES (GUARANTEES) BILL—Order read for resuming debate on question—That this Bill now be read a second time; debate resumed.
Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this House refuses to read this Bill a second time until an inquiry has been held into the present operations and proposed future development of cemeteries in Victoria” (*Mr Roper*)—and, after debate—
Question—That the words proposed to be omitted stand part of the question—put.
The House divided.

AYES, 45

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

NOES, 29

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

And so it was resolved in the affirmative.

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

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

- 12 HOSPITALS AND CHARITIES (BORROWING POWERS) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with an amendment; as amended, considered, and amendment agreed to; read the third time.

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

- 13 HEALTH (CONSULTATIVE COUNCIL ON MATERNAL AND PERINATAL MORTALITY AND MORBIDITY) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.

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

- 14 TRUSTEE (AUTHORIZED INVESTMENTS) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.

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

- 15 MOTOR CAR (FURTHER AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed.

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

Motion made and question—That it be an instruction to the Committee that it has power to consider a new clause prohibiting persons having the care and control of a child under seven years of age from leaving such child unsupervised in a parked vehicle (*Mr Roper*)—after debate, put.

The House divided.

AYES, 30

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

NOES, 44

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

And so it passed in the negative.

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

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

- 16 PORT OF GEELONG AUTHORITY BILL—ERRORS REPORTED BY THE CLERK OF THE PARLIAMENTS—Mr Deputy-Speaker announced that he had received a communication from the Clerk of the Parliaments reporting, in conformity with Joint Standing Order No. 21, that certain clerical errors had been discovered in this Bill.

On the motion of Mr Maclellan, the House agreed that the errors be corrected as follows:

- 1 by omitting "*Geelong Waterworks and Sewerage Trust Act 1958*" in the Long Title and inserting "*Geelong Waterworks and Sewerage Act 1958*" in its place.
- 2 by omitting "*Grain Handling Improvement Authority Act 1979*" in the Long Title and inserting "*Grain Handling Improvement Authorities Act 1979*" in its place.
- 3 by omitting "*Geelong Waterworks and Sewerage Trust Act 1958*" in the Schedule, page 11, item 53 and inserting "*Geelong Waterworks and Sewerage Act 1958*" in its place.
- 4 by omitting "*Grain Handling Improvement Authority Act 1979*" in the Schedule, page 12, item 62 and inserting "*Grain Handling Improvement Authorities Act 1979*" in its place.

Ordered—That the communication from the Clerk of the Parliaments be transmitted to the Legislative Council with a Message requesting their concurrence in the correction of the foregoing errors.

- 17 BUSINESS FRANCHISE (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.

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

- 18 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Hospitals and Charities (Borrowing Powers) Bill without amendment.

- 19 SUPERANNUATION BENEFITS BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee.

Committee reported progress; to sit again tomorrow.

- 20 STATE EMPLOYEES RETIREMENT BENEFITS (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.

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

- 21 MEDICAL PRACTITIONERS (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill now be read a second time; debate resumed.

Amendment proposed—That all the words after "That" be omitted with the view of inserting in place thereof the words "this House refuses to read this Bill a second time until such time as the first report of the Medical Board of Victoria is laid before the Legislative Assembly as provided for in the *Medical Practitioners Act 1970*" (Mr Roper)—and, after debate—

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

The House divided.

AYES, 45

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

NOES, 31

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

And so it was resolved in the affirmative.

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

Committee reported progress.

Business having been interrupted at 10.30 p.m.—

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

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

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

- 22 ALCOHOLICS AND DRUG-DEPENDENT PERSONS (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.

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

THURSDAY, 10 DECEMBER 1981

Bill read a second time and, by leave, read the third time forthwith.

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

- 23 MESSAGES FROM THE LEGISLATIVE COUNCIL—

Agreeing to the following Bills without amendment:

Credit Bill

Chattel Securities Bill

Goods (Sales and Leases) Bill

State Employees Retirement Benefits (Amendment) Bill

Acquainting the Assembly that they had concurred with the Assembly in correcting the clerical errors reported by the Clerk of the Parliaments in the Port of Geelong Authority Bill.

- 24 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 12 to 17 inclusive, be postponed until later this day.

- 25 VICTORIAN WATER AND SEWERAGE AUTHORITIES ASSOCIATION BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Austin*).
Motion made and question—That the debate be now adjourned (*Mr Fordham*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday next.
- 26 FREEDOM OF INFORMATION BILL (No. 3)—Motion made and question proposed—That this Bill be now read a second time (*Mr Austin*).
Motion made and question—That the debate be now adjourned (*Mr Cain*)—put and agreed to.
Ordered—That the debate be adjourned until Tuesday next.
- 27 PETROLEUM RETAIL SELLING SITES BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Austin*).
Motion made and question—That the debate be now adjourned (*Mr Cain*)—put and agreed to.
Ordered—That the debate be adjourned until Wednesday next.
- 28 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 21 to 59 inclusive, be postponed until later this day.
- 29 HISTORIC SHIPWRECKS BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith, after debate.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 30 POSTPONEMENT OF REMAINING BUSINESS—Motion made and question—That the consideration of remaining business be postponed (*Mr Wood*)—put and agreed to.
- 31 ADJOURNMENT—Resolved—That the House do now adjourn.
And then the House, at thirty-five minutes past One o'clock in the morning, adjourned until later this day.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 38—Thursday, 10 December 1981

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 QUESTIONS—(Pursuant to Standing Order No. 124).
- 3 PETITIONS—The Clerk announced that the following petitions had been lodged for presentation:
 - CONCESSIONAL ELECTRICITY AND GAS ACCOUNTS—Seeking the introduction of a concessional rebate of fifty per cent of gas and electricity accounts for all those in receipt of State or Federal pensions and fixed incomes; bearing 359 signatures (*by Mr Ernst*).
 - POLICING FOR ST ALBANS AREA—Seeking a sufficient number of police for the St Albans area and the erection of a new police station; bearing 1512 signatures of citizens of St Albans (*by Mr Ginifer*).

FUNDING FOR INTELLECTUALLY HANDICAPPED—Seeking the provision of funds in the 1981–82 financial year so that extended services for the intellectually handicapped may be operating fully by the end of the 1984–85 financial year; bearing 6789 signatures of parents, staff and community members associated with intellectually handicapped citizens of the Mental Retardation Division's Outer Eastern Region of Victoria (*by Mr McArthur*).

Severally ordered to lie on the Table.

- 4 PUBLIC ACCOUNTS AND EXPENDITURE REVIEW COMMITTEE—Mr Mackinnon, Chairman, brought up the following reports from the Public Accounts and Expenditure Review Committee—

Final Report on the Auditor-General's Reports for 1978–79; and
Report on the Expenditure from the Advance to the Treasurer 1979–80.

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

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

Community Welfare Services Act 1970—Report of the Department of Community Welfare Services for the year 1979–80 (two papers)—Ordered to be printed.

Statutory Rule under the following Act:
County Court Act 1958—No. 489.

- 6 ADJOURNMENT—MOTION FOR PURPOSE OF DISCUSSION—Mr Jolly rose in his place, and said that he proposed to move the adjournment of the House for the purpose of discussing a definite matter of urgent public importance, namely, "The failure of the Government to respond to the Supplementary Report of the Auditor-General for the year 1980–81 by implementing remedial measures to overcome the financial mismanagement reported therein".

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

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

The House divided.

AYES, 30

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

NOES, 44

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

And so it was passed in the negative.

- 7 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 70)—Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Fuel Prices Regulation Bill.
- 8 MESSAGES FROM THE LEGISLATIVE COUNCIL—Agreeing to the following Bills without amendment:
 Alcoholics and Drug-dependent Persons (Amendment) Bill.
 Historic Shipwrecks Bill.
- 9 TRANSPLANTATION AND HUMAN TISSUE BILL—Mr Borthwick, pursuant to motion moved on his behalf by Mr Thompson, obtained leave, with Mr Ramsay, to bring in a Bill “to make provision for and in relation to the removal of human tissue for transplantation, for post-mortem examinations, for the definition of death, for the registration of schools of anatomy, to repeal certain Acts and enactments and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 PUBLIC SERVICE BILL—Mr Thompson obtained leave, with Mr Borthwick, to bring in a Bill “to amend the ‘Public Service Act 1974’ and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 WRONGS (PUBLIC CONTRACTS) BILL—Mr Thompson obtained leave, with Mr Borthwick, to bring in a Bill “to enable the Recovery of Loss or Damage arising out of the Breach of certain Contracts and for other purposes”; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 SUPERANNUATION (LUMP SUM BENEFITS) BILL—Order read for resuming debate on question—That this Bill now be read a second time; debate resumed.

Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this House refuses to read this Bill a second time until all employee organizations with members affected by changes in superannuation arrangements are consulted and an actuarial costing of the change in benefits is made available to Parliament” (*Mr Jolly*)—and, after debate—

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

The House divided.

AYES, 44

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

NOES, 30

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

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read the third time forthwith.

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

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

Railways (Borrowing Powers) Bill.
Stamps (Further Amendment) Bill.

- 14 EMPLOYMENT AND TRAINING (PAY-ROLL TAX REBATE) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with an amendment; as amended, considered, and amendment agreed to; read the third time.

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

- 15 VICTORIA STATE EMERGENCY SERVICE BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read the third time.

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

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

- 17 MOTOR ACCIDENTS (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.

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

- 18 EMPLOYMENT AND TRAINING BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.

Business having been interrupted at 10.30 p.m.—

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

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

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

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

Meat Control Bill.
Health (Consultative Council on Maternal and Perinatal Mortality and Morbidity) Bill.
Cemeteries (Guarantees) Bill.

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

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

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

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

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

- 22 EDUCATION SERVICE BILL—Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to.

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

The House divided.

AYES, 38

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

NOES, 38

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

And the numbers being equal, Mr Speaker said “There being an equality of votes, the casting vote is left with the chair. On the facts presented during the debate and having regard to the large number of amendments made during the Committee stage to accommodate the earlier objections to the Bill, I declare myself with the Ayes”.

And so it was resolved in the affirmative.

Bill read the third time.

Motion made and question—That the Bill be transmitted to the Legislative Council and their concurrence desired therein (*Mr Lacy*)—put.

The House divided.

AYES, 46

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

NOES, 31

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

And so it was resolved in the affirmative.

- 23 POSTPONEMENT OF REMAINING BUSINESS—Motion made and question—That the consideration of remaining business be postponed (*Mr Maclellan*)—put and agreed to.
- 24 ADJOURNMENT—Resolved—That the House do now adjourn.

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

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 39—Friday, 11 December 1981

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 QUESTIONS—(Pursuant to Standing Order No. 124).
- 3 STANDING ORDERS COMMITTEE—Mr Birrell brought up a Report from the Standing Orders Committee upon the procedure for raising matters of privilege; together with an Extract from the Proceedings of the Committee.
Ordered to lie on the Table and to be printed.
Motion made and question—That the Report be taken into consideration tomorrow (*Mr Birrell*)—put and agreed to.

- 4 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
- Education—Report of the Minister of Education and the Assistant Minister of Education for the year 1979–80—Ordered to be printed.
- Melbourne and Metropolitan Board of Works—Statement of accounts for the year 1980–81.
- Teacher Housing Authority—Report for the year 1980–81—Ordered to be printed.
- Victorian Institute of Secondary Education—Report for the year 1980.
- 5 WRONGS (PUBLIC CONTRACTS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Thompson*).
- Motion made and question—That the debate be now adjourned (*Mr Cain*)—put and agreed to.
- Ordered, after debate—That the debate be adjourned until Tuesday next.
- 6 MOTOR CAR (DRIVERS' LICENCES) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Borthwick*).
- Motion made and question—That the debate be now adjourned (*Mr Walsh*)—put and agreed to.
- Ordered, after debate—That the debate be adjourned until Tuesday next.
- 7 VICTORIAN ECONOMIC DEVELOPMENT CORPORATION (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Ramsay*).
- Motion made and question—That the debate be now adjourned (*Mr Mathews*)—put and agreed to.
- Ordered—That the debate be adjourned until Tuesday next.
- 8 CONSTITUTION (LOCAL GOVERNMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Lieberman*).
- Motion made and question—That the debate be now adjourned (*Mr Kirkwood*)—put and agreed to.
- Ordered—That the debate be adjourned until Friday, 25 December instant.
- 9 LOCAL GOVERNMENT (PECUNIARY INTERESTS OF COUNCILLORS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Lieberman*).
- Motion made and question—That the debate be now adjourned (*Mr Kirkwood*)—put and agreed to.
- Ordered—That the debate be adjourned until Friday, 8 January next.
- 10 LOCAL GOVERNMENT (HOUSE BUILDERS' LIABILITY FURTHER AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Lieberman*).
- Motion made and question—That the debate be now adjourned (*Mr Wilton*)—put and agreed to.
- Ordered, after debate—That the debate be adjourned until Friday, 8 January next.
- 11 LOCAL GOVERNMENT (BOARD OF REVIEW) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Lieberman*).
- Motion made and question—That the debate be now adjourned (*Mr Wilkes*)—put and agreed to.
- Ordered—That the debate be adjourned until Friday, 8 January next.

- 12 LOCAL GOVERNMENT (GENERAL AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Lieberman*).
Motion made and question—That the debate be now adjourned (*Mr Wilkes*)—put and agreed to.
Ordered—That the debate be adjourned until Friday, 8 January next.
- 13 PETROLEUM (SUBMERGED LANDS) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Lieberman*).
Motion made and question—That the debate be now adjourned (*Mr Edmunds*)—put and agreed to.
Ordered—That the debate be adjourned until Friday, 8 January next.
- 14 PENSIONERS' RATE REMISSION BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read the third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 15 WORKERS COMPENSATION (ACTIONS) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 16 INDUSTRIAL TRAINING (FURTHER AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read the third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 17 DIETITIANS BILL—Order read for resuming debate on question—That this Bill now be read a second time; debate resumed.
Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this House refuses to read this Bill a second time until the Government provides the House with a statement of nutritional policy for Victoria and details of a plan to put that policy into effect” (*Mr Roper*)—and, after debate—
Question—That the words proposed to be omitted stand part of the question—put.
The House divided.

AYES, 42

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

NOES, 32

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

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read the third time forthwith.

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

- 18 BUILDING INDUSTRY LONG SERVICE LEAVE (AMENDMENT) BILL—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill was read.

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

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

- 19 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Hospitals Superannuation (General Amendment) Bill without amendment.

- 20 TRANSPLANTATION AND HUMAN TISSUE BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Borthwick*).

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

Ordered—That the debate be adjourned until Monday, 11 January next.

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

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

Ordered—That the debate be adjourned until Monday, 11 January next.

- 22 SUPERANNUATION BENEFITS BILL—Further considered in Committee and reported without amendment; read the third time.

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

- 23 TATTERSALL CONSULTATIONS (AMENDMENT) BILL—Read a second time and committed; considered in Committee and reported without amendment; read the third time.

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

- 24 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Historic Buildings Bill without amendment.

- 25 FUEL PRICES REGULATION BILL—Order read for resuming debate on question—That this Bill now be read a second time; debate resumed.

Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this Bill be withdrawn and redrafted

to provide for the creation of a fair prices commission with criteria included in the Bill which will provide guidelines for the commission in establishing maximum prices for declared products including declared fuel as well as related products" (*Mr Cain*)—and, after debate—

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

Ordered—That the debate be adjourned until tomorrow.

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

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

And then the House, at ten minutes past Six o'clock, adjourned until Tuesday next.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 40, 41 and 42

No. 40—Tuesday, 15 December 1981

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 PRESENTATION OF ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR—Mr Speaker reported that, as directed by this Honourable House, he had, on 14 December instant, waited upon His Excellency the Governor and presented to him the Address of the Legislative Assembly, agreed to on 26 November last, in reply to the Speech of His Excellency on the Opening of Parliament.

His Excellency was pleased to make the following reply:

MR SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY:

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

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

HENRY WINNEKE
Governor of Victoria

Melbourne, 14 December 1981

- 3 QUESTIONS—(Pursuant to Standing Order No. 124).
- 4 PETITIONS—The Clerk announced that the following petitions had been lodged for presentation:
- STATE ELECTRICITY COMMISSION—Seeking a public inquiry with wide community participation into the administrative and planning policies of the State Electricity Commission; bearing 202 signatures (*by Mr Culpin*).
- HUMANIST RELIGION IN SCHOOLS—Seeking urgent positive action to prohibit unlawful education in the humanist religion in State schools and by teachers in State school buildings; bearing 16 signatures (*by Mr Collins*).
- HOPPERS CROSSING SECONDARY SCHOOL—Seeking the establishment of a secondary school in Hoppers Crossing within two years; bearing 2466 signatures (*by Dr Coghill*).

Severally ordered to lie on the Table.

- 5 PAPERS—Mr Maclellan presented, by Command of His Excellency the Governor—Richmond Council Elections—Interim Report of the Board of Inquiry. Ordered to lie on the Table and to be printed.
- The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Building Societies—Report of the Registrar for the year 1979–80—Ordered to be printed.

- Educational Administration—Report of the Institute of Educational Administration for the period ended 30 June 1981.
- Explosives Act 1960—Reports of the Chief Inspector of Explosives for the year 1979 and 1980 (two papers).
- Forests Commission—Report for the year 1980–81—Ordered to be printed.
- Health Commission—Report for the year 1980–81—Ordered to be printed.
- Inflammable Liquids Act 1966—Reports of the Chief Inspector of Inflammable Liquids for the year 1979 and 1980 (two papers).
- Law Reform Commissioner—Report for the year 1980–81—Ordered to be printed.
- Liquefied Gases Act 1968—Report of the Chief Inspector of Liquefied Gases for the year 1980.
- Melbourne University—Report of the Council for the year 1980; together with Statutes approved by His Excellency the Governor during 1980.
- National Parks Advisory Council—Report for the year 1980–81.
- Police Regulation Act 1958—Determination No. 355 of the Police Service Board.
- Statutory Rules under the following Acts:
- Fisheries Act 1968—No. 491.
 - Marine Act 1958—No. 493.
 - Public Service Act 1974—No. 490 and PSD No. 186.
- Victorian Council of the Arts—Report for the year 1980–81.
- Victorian Government Travel Authority—Report for the year 1980–81.
- Victorian Solar Energy Council—Report for the period ended 30 June 1981.

6 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 71)—ASSENT TO BILLS—
 Informing the Assembly that he had, that day, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:

- Serpell Joint Schools Bill.
- Sale Station Relocation and Development Bill.
- Coroners (Amendment) Bill.
- Listing of Debtors Bill.
- Magistrates (Summary Proceedings) (Traffic Courts) Bill.
- Crown Reservations (Revocation and Excision) Bill.
- Summary Offences (False Reports to Police) Bill.
- Wildlife (Fees) Bill.
- Soil Conservation and Land Utilization (Amendment) Bill.
- Chelsea Lands Bill.
- Police Regulation (Amendment) Bill.
- Pay-roll Tax (Amendment) Bill.
- Land Tax (Amendment) Bill.
- Works and Services Appropriation Bill.
- Chattel Securities Bill.
- Goods (Sales and Leases) Bill.
- Friendly Societies (Amendment) Bill.
- Trustee (Authorized Investments) Bill.
- Hospitals and Charities (Borrowing Powers) Bill.
- Motor Car (Further Amendment) Bill.
- Alcoholics and Drug-dependent Persons (Amendment) Bill.
- State Employees Retirement Benefits (Amendment) Bill.

7 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR (Nos. 72, 73, 74)—Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:

- Victorian Economic Development Corporation (Amendment) Bill.
- Local Government (Board of Review) Bill.
- Petroleum (Submerged Lands) Bill.

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

9 MINES (AMENDMENT) BILL—Motion made and question proposed—That this Bill be now read a second time (*Mr Lieberman*).

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

Ordered, after debate—That the debate be adjourned until tomorrow.

10 WRONGS (PUBLIC CONTRACTS) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.

Question—put.

The House divided.

AYES, 46

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

NOES, 30

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

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read the third time forthwith.

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

11 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Superannuation (Lump Sum Benefits) Bill without amendment.

12 MOTOR CAR (DRIVERS' LICENCES) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read the third time.

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

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

Victoria State Emergency Service Bill.
 Motor Accidents (Amendment) Bill.
 Business Franchise (Amendment) Bill.
 Medical Practitioners (Amendment) Bill.

- 14 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Co-operation Bill with amendments.

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

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

- 16 BUILDING CONTROL BILL—Order read for resuming debate on question—That this Bill now be read a second time.

Declaration of Bill as Urgent—Limitation of Debate—Mr Lieberman declared that the Bill was an urgent Bill and moved—That the Bill be considered an urgent Bill.

Mr Speaker having ascertained that twenty members approved of the proposed motion being put—

Question—That the Bill be considered an urgent Bill—put and agreed to.

Limitation of Debate—Motion made and question—That the time allotted in connexion with the Bill be as follows:

(a) For the remainder of the second reading stage of the Bill, until 8.40 p.m. this day.

(b) For the remaining stages of the Bill, until 10.50 p.m. this day.

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

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

Limitation of Debate—The time allotted for the second reading stage of the Bill having expired—

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

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

- 17 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Racing (Amendment) Bill without amendment.

- 18 WATER AND SEWERAGE AUTHORITIES (FINANCIAL) BILL—Order read for resuming debate on question—That this Bill now be read a second time; debate resumed.

Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this Bill be withdrawn and redrafted to provide for the establishment of a Central Financial Management and Borrowing Agency for local water and sewerage authorities to increase the efficiency with which the existing financial resources of the industry are utilized and to facilitate borrowing” (Mr Jolly)—and, after debate—

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

WEDNESDAY, 16 DECEMBER 1981

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

The House divided.

AYES, 45

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

NOES, 30

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

And so it was resolved in the affirmative.

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

The House divided.

AYES, 39

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

NOES, 36

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

And so it was resolved in the affirmative.

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

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

- 19 POSTPONEMENT OF REMAINING BUSINESS—Motion made and question—That the consideration of remaining business be postponed (*Mr Maclellan*)—put and agreed to.
- 20 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.
- And then the House, at forty-one minutes past One o'clock in the morning, adjourned until later this day.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 41—Wednesday, 16 December 1981

- 1 The House met pursuant to adjournment—Mr Speaker took the Chair and read the Prayer.
- 2 QUESTIONS—(Pursuant to Standing Order No. 124).
- 3 PETITIONS—The Clerk announced that the following petitions had been lodged for presentation:
- “HUMES” SITE AND MARIBYRNONG RIVER DEVELOPMENT—Seeking the State purchase and development of the “Humes” site, Maribyrnong and the proper development of the Maribyrnong River; bearing 108 signatures (*by Mr Edmunds*).
- ABORTION—Seeking legislation to protect human life from the first moment of its existence; bearing 443, 1710 and 331 signatures (*by Mr Hockley, Mr Templeton and Mr McKellar, respectively*).
- HUMANIST RELIGION IN SCHOOLS—Seeking urgent positive action to prohibit unlawful education in the humanist religion in State schools and by teachers in State school buildings; bearing 15 signatures (*by Mr Ebery*).
- BRAESIDE REMEDIAL PHYSICAL EDUCATION CENTRE STAFFING—Seeking the retention of the present level of staffing at Braeside Remedial Physical Education Centre; bearing 67 signatures (*by Mr Collins*).
- INDOCHINESE IMMIGRANTS COMMUNITY WELFARE SERVICES—Seeking adequate funding for essential community welfare services to Indochinese people in Victoria; bearing 560 signatures (*by Mr Sidiropoulos*).
- Severally ordered to lie on the Table.
- 4 PUBLIC ACCOUNTS AND EXPENDITURE REVIEW COMMITTEE—Mr Mackinnon, Chairman, brought up a Report from the Public Accounts and Expenditure Review Committee on the 1981 activities of the Committee.
- Ordered to lie on the Table and to be printed.
- 5 PUBLIC BODIES REVIEW COMMITTEE—Mr Crabb brought up a Report from the Public Bodies Review Committee on Future Structures for Water Management—Final Recommendations on Regional and Local Structures for Urban Services; together with Appendices and Minutes of Evidence.
- Ordered to lie on the Table and the Report and Appendices to be printed.

- 6 TRANSPORT CENTRES STATUS REPORTS—Motion made, by leave, and question—That there be presented to this House copies of the Railway Construction and Property Board Status Reports on—
- (a) Box Hill Transport Centre, dated June 1981 and October 1981;
- (b) Werribee Central area Redevelopment, dated November 1981; and
- (c) Frankston Transport Centre, dated November 1981.
- (*Mr Maclellan*)—put and agreed to.
- 7 PAPERS—Mr Maclellan presented:
- Transport Centres Status Reports—Return to the foregoing Order.
- Severally ordered to lie on the Table.
- 8 PAPER—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:
- Railway Construction and Property Board—Report for the year 1980–81—
Ordered to be printed.
- 9 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Wrongs (Public Contracts) Bill without amendment.
- 10 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR (Nos. 75, 76)—Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:
- Mines (Amendment) Bill.
- Public Service Bill.
- 11 SUSPENSION OF STANDING ORDERS AND SESSIONAL ORDERS—Motion made and question—That Government Business take precedence of all other business on Thursday next and that the Standing Orders and Sessional Orders be accordingly suspended (*Mr Maclellan*)—after debate, put.
- The House divided.

AYES, 47

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

NOES, 30

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

And so it was resolved in the affirmative.

- 12 FUEL PRICES REGULATION BILL—Order read for resuming debate on question—That this Bill be now read a second time—and on the amendment—That all the words after “That” be omitted with the view of inserting in place thereof

the words "this Bill be withdrawn and redrafted to provide for the creation of a fair prices commission with criteria included in the Bill which will provide guidelines for the commission in establishing maximum prices for declared products including declared fuel as well as related products"; debate resumed.

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

The House divided.

AYES, 46

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

NOES, 30

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

And so it was resolved in the affirmative.

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

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

- 13 INDUSTRIAL SAFETY, HEALTH AND WELFARE BILL—Order read for resuming debate on question—That this Bill now be read a second time; debate resumed.

Amendment proposed—That all the words after "That" be omitted with the view of inserting in place thereof the words "this Bill be withdrawn and redrafted to establish an Occupational Health and Safety Commission comprising a Chairman appointed by the Minister and representatives of the Victorian Trades Hall Council, various employer councils and persons with an interest and expertise in occupational health and safety, to—(a) monitor the health and safety of people at work; (b) make recommendations to the Minister as to standards to be met by employers and regulations and codes of practice for specific industries; and (c) formulate a licensing scheme for safety in work places and the substances to be used therein, such Commission to be remunerated for its services (*Mr Simmonds*)—and, after debate—

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

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

- 14 FILM VICTORIA BILL—Order read for resuming debate on question—That this Bill now be read a second time; debate resumed.

Amendment proposed—That all the words after “That” be omitted with the a view by inserting in the place thereof the words “the Bill be withdrawn and redrafted to provide for the establishment of an advisory and co-ordinating body in lieu of the corporate body proposed in the Bill and that the existing state organizations concerned with film production and distribution should be retained” (*Mr Cathie*)—and, after debate—

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

AYES, 37

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

NOES, 36

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

And so it was resolved in the affirmative.

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

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

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

- Pensioners Rates Remission Bill.
- Tattersall Consultations (Amendment) Bill.
- Workers Compensation (Actions) Bill.
- Dietitians Bill.
- Industrial Training (Further Amendment) Bill.
- Employment and Training Bill.
- Employment and Training (Pay-roll Tax Rebate) Bill.

16 DRIED FRUITS (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee.

Committee reported progress.

Business having been interrupted at 10.30 p.m.—

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

Further considered in Committee and reported without amendment; read the third time.

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

- 17 **LOTTERIES GAMING AND BETTING (AMENDMENT) BILL**—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read the third time.

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

- 18 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Superannuation Benefits Bill without amendment.

- 19 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Education Service Bill with amendments.

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

- 20 **RAILWAYS (AMENDMENT) BILL**—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with an amendment; as amended, considered, and amendment agreed to; read the third time.

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

- 21 **EDUCATIONAL GRANTS (CONTINUATION) BILL**—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.

Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this Bill be withdrawn and redrafted to provide for the establishment of a State Board of Education to examine and determine the needs of schools and students in Government and non-Government education and to recommend to the Government of Victoria on a continuous public basis the level of expenditure necessary to meet the requirements of Victoria’s school children on the basis of needs and priorities, educational experimentation and regionalization” (*Mr Fordham*).

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

THURSDAY, 17 DECEMBER 1981

Debate continued on question and amendment.

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

Ordered—That the debate be adjourned until tomorrow.

- 22 **MESSAGE FROM THE LEGISLATIVE COUNCIL**—Agreeing to the Drugs, Poisons and Controlled Substances Bill with amendments.

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

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

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

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

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

No. 42—Thursday, 17 December 1981

1 Mr Speaker took the Chair and read the Prayer.

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

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

WEEKEND TRADING—Seeking no extensions to trading regulations relating to weekend trading; bearing 631 signatures (*by Mr Jasper*).

STATE ELECTRICITY COMMISSION—Seeking a public inquiry into the affairs of the State Electricity Commission; bearing 21 signatures (*by Mr Kirkwood*).
Severally ordered to lie on the Table.

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

Friendly Societies and Benefit Associations—Report of the Government Statist for the year 1979–80—Ordered to be printed.

Geelong Performing Arts Centre Trust—Report for the period ended 30 June 1981.

Housing Commission—Report for the year 1980–81—Ordered to be printed.

Superannuation Board—Report for the year 1980–81—Ordered to be printed.

5 EDUCATIONAL GRANTS (CONTINUATION) BILL—Order read for resuming debate on question—That this Bill be now read a second time—and on the amendment—That all the words after “That” be omitted with the view of inserting in place thereof the words “this Bill be withdrawn and redrafted to provide for the establishment of a State Board of Education to examine and determine the needs of schools and students in Government and non-Government education and to recommend to the Government of Victoria on a continuous public basis the level of expenditure necessary to meet the requirements of Victoria’s school children on the basis of needs and priorities, educational experimentation and regionalization”; debate resumed.

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

The House divided.

AYES, 45

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

NOES, 30

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

And so it was resolved in the affirmative.

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

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

- 6 VICTORIAN ECONOMIC DEVELOPMENT CORPORATION (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.

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

- 7 CO-OPERATION BILL—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill was read.

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

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

- 8 INDUSTRIAL SAFETY, HEALTH AND WELFARE BILL—Order read for resuming debate on question—That this Bill be now read a second time—*and on the amendment*—That all the words after “That” be omitted with the view of inserting in place thereof the words “this Bill be withdrawn and redrafted to establish an Occupational Health and Safety Commission comprising a Chairman appointed by the Minister and representatives of the Victorian Trades Hall Council, various employer councils and persons with an interest and expertise in occupational health and safety, to—(a) monitor the health and safety of people at work; (b) make recommendations to the Minister as to standards to be met by employers and regulations and codes of practice for specific industries; and (c) formulate a licensing scheme for safety in work places and the substances to be used therein, such Commission to be remunerated for its services”; debate resumed.

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

The House divided.

AYES, 41

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

NOES, 29

Mr Cain	Mr Fogarty	Mr Miller	Mr Walsby
Miss Callister	Mr Fordham	Mr Remington	Mr Wilkes
Mr Cathie	Mr Ginifer	Mr Rowe	Mr Wiltou
Dr Coghill	Mr Hockley	Mr Sidiropoulos	
Mr Crabb	Mr Jolly	Mr Simmonds	
Mr Culpin	Mr King	Mr Simpson	<i>Tellers</i>
Mr Edmunds	Mr Kirkwood	Mr Spyker	Mr Gavin
Mr Ernst	Mr Mathews	Mr Stirling	Dr Vaughan

And so it was resolved in the affirmative.

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

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

- 9 PETROLEUM RETAIL SELLING SITES BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith, after debate.

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

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

- 11 POSTPONEMENT OF ORDERS OF THE DAY—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 6 to 19 inclusive, be postponed until later this day.

- 12 ASSOCIATIONS INCORPORATION BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read the third time.

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

- 13 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Water and Sewerage Authorities (Financial) Bill without amendment.

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

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

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

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

VOTES AND PROCEEDINGS

No. 43

No. 43—Tuesday, 22 December 1981

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

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

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

HUMANIST RELIGION IN SCHOOLS—Seeking urgent positive action to prohibit unlawful education in the humanist religion in state schools; bearing 17 signatures (*by Mr McArthur*).

ABORTION—Seeking legislation to protect human life from the first moment of its existence; bearing 1568 signatures (*by Mr Smith, Warrnambool*).

Severally ordered to lie on the Table.

4 PAPERS—Mr Thompson presented, by command of His Excellency the Governor—Superannuation Fund—Report of the Joint Actuaries on their Investigation at the Expiration of the triennium ended 30 June 1980.

Ordered to lie on the Table and to be printed.

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

La Trobe University—Report of the Council for the year 1980; together with Statutes approved by the Governor in Council during 1980.

Metropolitan Fire Brigades Superannuation Board—Report for the year 1980–81.

Statutory Rules under the following Acts:

Industrial Relations Act 1979—No. 497.

Marine Act 1958—No. 494.

Public Service Act 1974—PSD Nos. 170, 173 to 185, 188 to 193.

Trotting Control Board—Report for the year ended 31 July 1981.

5 MESSAGES FROM THE LEGISLATIVE COUNCIL—

Agreeing to the following Bills without amendment:

Motor Car (Drivers' Licences) Bill.

Victorian Economic Development Corporation (Amendment) Bill.

Educational Grants (Continuation) Bill.

Agreeing to the amendments made by the Assembly in the Associations Incorporation Bill.

- 6 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR (No. 77)—ASSENT TO BILLS—
Informing the Assembly that he had, that day, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:

Port of Geelong Authority Bill.
Health (Consultative Council on Maternal and Perinatal Mortality and Morbidity) Bill.
Cemeteries (Guarantees) Bill.
Educational Grants (Continuation) Bill.
Stamps (Further Amendment) Bill.
Building Industry Long Service Leave (Amendment) Bill.
Hospitals Superannuation (General Amendment) Bill.
Railways (Borrowing Powers) Bill.
Meat Control Bill.
Historic Buildings Bill.
Credit Bill.
Wrongs (Public Contracts) Bill.
Medical Practitioners (Amendment) Bill.
Racing (Amendment) Bill.
Superannuation (Lump Sum Benefits) Bill.
Victoria State Emergency Service Bill.
Business Franchise (Amendment) Bill.
Motor Accidents (Amendment) Bill.
Dietitians Bill.
Industrial Training (Further Amendment) Bill.
Employment and Training Bill.
Employment and Training (Pay-roll Tax Rebate) Bill.
Motor Car (Drivers' Licences) Bill.

- 7 SALE OF LAND (DEPOSITS) BILL—Order read for resuming debate on question—
That this Bill be now read a second time; debate resumed.

Question—put.

The House divided.

AYES, 41

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

NOES, 30

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

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read the third time forthwith.

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

- 8 MAGISTRATES' COURTS (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.

Question—put.

The House divided.

AYES, 40

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

NOES, 30

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

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read the third time forthwith.

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

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

Question—put.

The House divided.

AYES, 40

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

NOES, 30

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

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read the third time forthwith.

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

- 10 INSTRUMENTS (ENDURING POWERS OF ATTORNEY) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.

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

- 11 PENALTIES AND SENTENCES (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.

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

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

Question—put.

The House divided.

AYES, 40

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

NOES, 30

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

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read the third time forthwith.

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

- 13 POSTPONEMENT OF ORDER OF THE DAY—Ordered—That the consideration of Order of the Day, Government Business, No. 7 be postponed until later this day.

- 14 WILDLIFE (PROTECTION OF WHALES) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time, and by leave, read the third time forthwith.

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

- 15 CONSTITUTION (PARLIAMENTARY OATHS) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.

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

- 16 SMALL CLAIMS TRIBUNALS (JURISDICTION) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.

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

- 17 LEGAL PROFESSION PRACTICE (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.

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

- 18 COMPANIES (ADMINISTRATION) BILL, COMPANIES (APPLICATION OF LAWS) BILL, COMPANIES (CONSEQUENTIAL AMENDMENTS) BILL—Order read for resuming debate on question—That these Bills be now read a second time; debate resumed.

Question—put.

The House divided.

AYES, 41

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

NOES, 30

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

And so it was resolved in the affirmative.

Bills read a second time and, by leave, read the third time forthwith.

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

- 19 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Lotteries Gaming and Betting (Amendment) Bill without amendment.
- 20 EDUCATION SERVICE BILL—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill was read.
And the said amendments were read a second time and, after debate, agreed to by the House.
Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the said amendments.
- 21 DRUGS, POISONS AND CONTROLLED SUBSTANCES BILL—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill was read.
And the said amendments were read a second time and, after debate, agreed to by the House.
Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the said amendments.
- 22 MELBOURNE AND METROPOLITAN BOARD OF WORKS (YARRA DEVELOPMENT) BILL—
Order read for resuming debate on question—That this Bill now be read a second time; debate resumed.
Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this Bill be withdrawn and redrafted to provide for each municipality adjacent to the Yarra River to be represented on the Lower Yarra Advisory Committee” (*Mr Remington*)—and, after debate—
Question—That the words proposed to be omitted stand part of the question—put and agreed to.
Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 23 WATER AND SEWERAGE AUTHORITIES (INTEREST PAYMENTS) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 24 LAND (FURTHER AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read the third time.
Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 25 MESSAGES FROM THE LEGISLATIVE COUNCIL—Agreeing to the following Bills without amendment:
Dried Fruits (Amendment) Bill.
Fuel Prices Regulation Bill.
Railways (Amendment) Bill.

- 26 POSTPONEMENT OF ORDERS OF THE DAY—Ordered, after debate—That the consideration of Orders of the Day, Government Business, Nos. 19 to 24 inclusive, be postponed until later this day.
- 27 MINES (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read the third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 28 PAPERS—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
Lands and Survey—Report of the Department of Crown Lands and Survey for the year 1980–81.
Victorian Public Offices Corporation—Report for the year 1980–81.
- 29 VICTORIAN WATER AND SEWERAGE AUTHORITIES ASSOCIATION BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.
Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 30 DISPOSAL OF DARTMOUTH TOWNSHIP BILL—Order read for resuming debate on question—That this Bill now be read a second time; debate resumed.
Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “prior to the sale of the Dartmouth township or any properties the Government prepare a strategy plan for the development of Dartmouth as a possible tourist resort” (*Mr Mathews*)—and, after debate—
Question—That the words proposed to be omitted stand part of the question—put. The House divided.

AYES, 39

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

NOES, 30

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

And so it was resolved in the affirmative.

Business having been interrupted at 10.33 p.m.—

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

Bill read a second time and, by leave, read the third time forthwith.

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

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

Industrial Safety, Health and Welfare Bill.

Petroleum Retail Selling Sites Bill.

- 32 WRONGS (DEFAMATION) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.

Amendment proposed—That all the words after “That” be omitted with the view of inserting in place thereof the words “this House refuses to read this Bill a second time until the views of the Standing Committee of Attorneys-General are known and consideration has been given to the recommendations of Committee C of the Constitutional Convention concerning uniform legislation on defamation” (*Mr Cain*)—and, after debate—

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

AYES, 39

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

NOES, 30

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

And so it was resolved in the affirmative.

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

The House divided.

AYES, 39

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

NOES, 30

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

And so it was resolved in the affirmative.

Bill read a second time and committed.

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

Motion made and question—That it be an instruction to the Committee that it has power to consider a new clause to empower the presiding officer of a Royal Commission or Board of Inquiry to determine that proceedings which are not concluded shall not be lawfully published (*Mr Cain*)—after debate, put.

The House divided.

AYES, 30

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

NOES, 39

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

And so it passed in the negative.

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

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

33 CHARITIES (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill now be read a second time; debate resumed.

Amendment proposed—That all the words after “That” be omitted with a view to inserting in place thereof the words “this Bill be withdrawn and redrafted to provide for the general registration and supervision of charities in Victoria” (*Mr Roper*)—and, after debate—

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

The House divided.

AYES, 38

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

NOES, 30

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

And so it was resolved in the affirmative.

Bill read a second time and, by leave, read the third time forthwith.

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

- 34 EDUCATION (COUNCILS) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read the third time forthwith.

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

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

WEDNESDAY, 23 DECEMBER 1981

- 35 MESSAGE FROM THE LEGISLATIVE COUNCIL—Agreeing to the Film Victoria Bill without amendment.

- 36 POST-SECONDARY EDUCATION (AMENDMENT) BILL—Order read for resuming debate on question—That this Bill be now read a second time; debate resumed.

Question—put.

The House divided.

AYES, 39

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

NOES, 30

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

And so it was resolved in the affirmative.

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

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

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

Amendment proposed—That after the expression “Mr Speaker,” there be inserted the expression “which day shall be not later than Tuesday, 9 March next, and” (*Mr Cain*)—and, after debate—

Question—That the expression proposed to be inserted be so inserted—put.

The House divided.

AYES, 30

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

NOES, 38

Mr Austin	Mr Evans	Mr Maclellan	Mr Tanner
Mr Borthwick	(<i>Gippsland East</i>)	Mrs Patrick	Mr Templeton
Mr Brown	Mr Iona	Mr Ramsay	Mr Thompson
Mr Coleman	Mr Kennett	Mr Reynolds	Mr Weideman
Mr Collins	Mr Lacy	Mr Richardson	Mr Whiting
Mr Cox	Mr Lieberman	Mr Ross-Edwards	Mr Williams
Mr Crellin	Mr McArthur	Mr Skeggs	Mr Wood
Mr Dixon	Mr McCance	Mr Smith	
Mr Ebery	Mr McClure	(<i>South Barwon</i>)	<i>Tellers</i>
Mr Evans	Mr McKellar	Mr Smith	Mrs Chambers
(<i>Ballarat North</i>)	Mr Mackinnon	(<i>Warrnambool</i>)	Mrs Sibree

And so it passed in the negative.

Original question—put and agreed to.

- 38 POSTPONEMENT OF REMAINING BUSINESS—Ordered—That the consideration of remaining business be postponed.

39 ADJOURNMENT—Resolved, after debate—That the House do now adjourn.
And then the House, at twenty-seven minutes past Two o'clock in the morning, adjourned until a day and hour to be fixed by Mr Speaker and notified to each Member of the House by telegram or letter, as determined by resolution of the House at this sitting.

J. H. CAMPBELL
Clerk of the Legislative Assembly

S. J. PLOWMAN
Speaker

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SESSION 1981-82

MESSAGES RECEIVED AFTER THE ADJOURNMENT
OF THE HOUSE ON 23 DECEMBER 1981

MESSAGE FROM THE LEGISLATIVE COUNCIL

Dated 23 December, 1981 -

Agreeing to the Building Control Bill without amendment.

MESSAGES FROM HIS EXCELLENCY THE GOVERNOR

Dated 22 December, 1981 -

Informing that he had, that day, reserved for the signification of Her Majesty's pleasure thereon, the Historic Shipwrecks Bill presented to him by the Clerk of the Parliaments.

Dated 23 December, 1981 -

Informing the Assembly that he had, that day, given the Royal Assent to the following Bill presented to him by the Clerk of the Parliaments:-

Dried Fruits (Amendment) Bill.

Dated 5 January, 1982 -

Informing the Assembly that he had, that day, given the Royal Assent to the following Bills presented to him by the Clerk of the Parliaments:-

Tattersall Consultations (Amendment) Bill.
Workers Compensation (Actions) Bill.
Pensioners Rates Remission Bill.
Superannuation Benefits Bill.
Water and Sewerage Authorities (Financial) Bill.
Victorian Economic Development Corporation (Amendment) Bill.
Sale of Land (Deposits) Bill.
Magistrates' Courts (Amendment) Bill.
Bail (Amendment) Bill.
Instruments (Enduring Powers of Attorney) Bill.
Penalties and Sentences (Amendment) Bill.

Fisheries (Amendment) Bill.
 Wildlife (Protection of Whales) Bill.
 Constitution (Parliamentary Oaths) Bill.
 Small Claims Tribunal (Jurisdiction) Bill.
 Legal Profession Practice (Amendment) Bill.
 Companies (Administration) Bill.
 Companies (Consequential Amendment) Bill.
 Melbourne and Metropolitan Board of Works (Yarra Development) Bill.
 Victorian Water and Sewerage Authorities Association Bill.
 Fuel Prices Regulation Bill.
 Railways (Amendment) Bill.
 Petroleum Retail Selling Sites Bill.
 Land (Further Amendment) Bill.
 Water and Sewerage Authorities (Interest Payments) Bill.
 Disposal of Dartmouth Township Bill.
 Wrongs (Defamation) Bill.
 Education (Councils) Bill.
 Charities (Amendment) Bill.
 Post Secondary Education (Amendment) Bill.
 Companies (Application of Laws) Bill.
 Associations Incorporation Bill.
 Education Service Bill.
 Lotteries Gaming and Betting (Amendment) Bill.
 Film Victoria Bill.
 Industrial Safety, Health and Welfare Bill.

Dated 12 January, 1982 -

Informing the Assembly that he had, that day, given the Royal Assent to the following Bills presented to him by the Clerk of the Parliaments:-

Co-operation Bill.
 Drugs, Poisons and Controlled Substances Bill.
 Building Control Bill.

Dated 18 March, 1982 -

Informing the Assembly that he had caused the Historic Shipwrecks Bill, which was reserved for the signification of Her Majesty's pleasure thereon, and which received Her Majesty's Assent on 10 February 1982, to be proclaimed in the Government Gazette (10 March 1982).

MESSAGE FROM HIS EXCELLENCY THE LIEUTENANT-GOVERNOR
AS DEPUTY FOR HIS EXCELLENCY THE GOVERNOR

Dated 19 January, 1982 -

Informing the Assembly that he had caused the Constitution Bill, which was reserved for the signification of Her Majesty's pleasure thereon, and which received Her Majesty's Assent on 16 December 1981, to be proclaimed in the Government Gazette (19 January 1982).



Victoria Government Gazette

No. 14—Wednesday, 17 February 1982

PROROGUING THE PARLIAMENT OF VICTORIA

PROCLAMATION

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

Whereas the Parliament of Victoria stands adjourned until such day and hour as may be fixed by the President of the Legislative Council and the Speaker of the Legislative Assembly respectively: Now I, the Governor of the State of Victoria, in the Commonwealth of Australia, do by this my Proclamation prorogue the said Parliament of Victoria until Friday, 26 February 1982.

Given under my Hand and the Seal of the State of Victoria aforesaid, at Melbourne, this twelfth day of February, in the year of Our Lord One thousand nine hundred and eighty-two, and in the thirty-first year of the reign of Her Majesty Elizabeth II, Queen of Australia.

(L.S.)

HENRY WINNEKE

By His Excellency's Command

L. H. S. THOMPSON
Premier

GOD SAVE THE QUEEN!

DISCHARGING MEMBERS OF THE LEGISLATIVE COUNCIL FROM ATTENDANCE AND DISSOLVING THE LEGISLATIVE ASSEMBLY

PROCLAMATION

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

Whereas by the Constitution Act it was amongst other things enacted that it should be lawful for the Governor to fix such places within Victoria and, subject to the limitation therein contained, such times for holding the first and every other Session of the Council and Assembly, and to vary and alter the same respectively in such manner as he might think fit; and also from time to time to prorogue the said Council and Assembly, and to dissolve the said Assembly, by Proclamation or otherwise, whenever he should deem it expedient; And whereas the said Council and Assembly, called "The Parliament of Victoria", stand prorogued until Friday, 26 February 1982: And whereas it is expedient to dissolve the Legislative Assembly: Now therefore I, the Governor of the State of Victoria, in the Commonwealth of Australia, in exercise of the power in me vested in this behalf, do by this my Proclamation discharge the Honourable the Members of the Legislative Council from their meeting and attendance on Friday, 26 February 1982: And I do dissolve the Legislative Assembly, such dissolution to take effect on Wednesday, 24 February 1982: And I do hereby declare that I have this day given Order that Writs be issued in due form, and according to law, for the election of Members to be duly returned to serve in the Legislative Assembly: And (with consent of the President of the Legislative Council) for the Periodical Election of Members to be duly returned to serve in the Legislative Council.

Given under my Hand and the Seal of the State of Victoria aforesaid, at Melbourne, this twelfth day of February, in the year of our Lord One thousand nine hundred and eighty-two, and in the thirty-first year of the reign of Her Majesty Elizabeth II, Queen of Australia.

(L.S.)

HENRY WINNEKE

By His Excellency's Command

L. H. S. THOMPSON
Premier

GOD SAVE THE QUEEN!

GENERAL ELECTION

Notice is hereby given that His Excellency the Governor will issue Writs for a General Election of Members to serve in the Legislative Assembly of Victoria, and (with the consent of the President of the Legislative Council) for the Periodical Election of Members to serve in the Legislative Council of Victoria, on the day first hereinafter mentioned, viz.:

Date of Issue of Writs	Thursday, 25 February 1982
Day of Nomination (before or on which nominations are to be made)	Friday, 12 March 1982
Day of Polling	Saturday, 3 April 1982
Return of Writs	Friday, 23 April 1982

By His Excellency's Command

TOM FORRISTAL
Official Secretary

The Governor's Office
Melbourne, 12 February 1982

SELECT COMMITTEES
SESSION 1981-82

1 - COMPANY TAKE-OVERS (JOINT)
(Appointed 8 September 1981)

Mr. Collins	Mr Jasper
Mr. Crabb	Mr McInnes
	Mr Miller

5 - PRINTING
(Appointed 8 September 1981)

Mr Speaker	Mr Smith
Dr Coghill	(South
Mr Ebery	Barwon)
Mr Hann	Mr Whiting
Mr Rowe	Mr Williams

2 - CONSERVATION OF ENERGY RESOURCES (JOINT)
(Appointed 8 September 1981)

Mr McClure	Mr Tanner
Mr McGrath	Mr Trezise
	Mr Wilkes

6 - PRIVILEGES
(Appointed 8 September 1981)

Mr Dunstan	Mr Mackinnon
Mr Evans	Mr Miller
(Gippsland	Mrs Patrick
East)	Mr Roper
	Mr Templeton

3 - HOUSE (JOINT)
(Appointed 8 September 1981)

Mr Speaker	Mr Evans
(ex officio)	(Gippsland
Mr Crellin	East)
Mr Edmunds	Mr Hockley
	Mr McClure

7 - PUBLIC ACCOUNTS AND EXPENDITURE REVIEW (JOINT)
(Appointed 8 September 1981)

Mr Evans	Mr Richardson
(Gippsland	Mr Rowe
East)	Mr Walsh
Mr Mackinnon	Mr Williams
Mr Mathews	
Mr Remington	

4 - LIBRARY (JOINT)
(Appointed 8 September 1981)

Mr. Speaker	Mr. Hann
Mr Evans	Mr Mathews
(Ballarat	Mr Williams
North)	

8 - PUBLIC BODIES REVIEW (JOINT)
(Appointed 8 September 1981)

Mrs Chambers	Mrs Sibree
Mr Crabb	
Mr Hann	
Mr Jolly	

**9 - ROAD SAFETY COMMITTEE
(JOINT)**
(Appointed 6 June 1979)

Mr Culpin	Mr McCance
Mr Ernst	Mr Reynolds
Mr McArthur	

**11 - STATUTE LAW REVISION
(JOINT)**
(Appointed 8 September 1981)

Mr Ebery	Mr Smith
Mr Edmunds	(South Barwon)
Mrs Patrick	Mr Trewin
Mr Skeggs	Mr Wilton

**10 - STANDING ORDERS
COMMITTEE**
(Appointed 8 September 1981)

Mr Speaker	Mr Jasper
Mr Birrell	Mr Templeton
Mr Evans	Mr Whiting
(Ballarat North)	Mr Wilkes
Mr Fordham	

**12 - SUBORDINATE
LEGISLATION (JOINT)**
(Appointed 8 September 1981)

Mr Birrell	Mr Kirkwood
Mr Brown	Mr Roper
Mr Jasper	

LEGISLATIVE ASSEMBLY OF VICTORIA

DIVISIONS IN COMMITTEE OF THE WHOLE

No. 1

Wednesday, 23 September 1981

No. 1—INDUSTRIAL RELATIONS (SECRET BALLOTS) BILL—Clause 2.

In section 1 (3) of the Principal Act for the expression “Part XI.—Offences and Penalties ss. 98–105” there shall be substituted the expression—

“Part XI.—Secret Ballots ss. 98–107.

Part XII.—Offences Penalties Regulations, &c. ss. 108–115.”.

—(*Mr Ramsay*)

Question—That clause 2 stand part of the Bill—put.

Committee divided.

(Chairman—*Mr Evans, Ballarat North*)

AYES, 46

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

NOES, 31

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

And so it was resolved in the affirmative.

No. 2—Clause 3.

For the heading preceding section 98 of the Principal Act there shall be substituted the following headings and sections:

PART XI.—SECRET BALLOTS

98. For the purposes of this Part—

“Industrial action” means—

- (a) a failure or refusal by persons to attend for work or failure or refusal to perform any work at all by persons who attend for work; or

- (b) any action in connexion with an industrial dispute, being—
- (i) the performance of work in a manner different from that in which it is customarily performed, or the adoption of a practice in relation to work, the result of which is a restriction or limitation on, or a delay in, the performance of the work; or
 - (ii) a ban, limitation or restriction on the performance of work or on acceptance or offering for work—

but does not include the performance of work in a manner, the adoption of a practice, ban, limitation or restriction, or failure or refusal, that is authorized by the employer of the persons concerned.

“Place of work” in relation to any group of employés of an employer, includes any place at which the employés included in that group are required to report (whether in person or by telephone or any other form of communication) for the purpose of being allocated work by the employer or for any other purposes connected with the carrying on of the business of the employer.

99. (1) Where—

- (a) an industrial association is a party to or concerned in an industrial dispute with which the Commission or a Board is empowered to deal (whether or not proceedings in relation to the dispute are before the Commission or such a Board); and
- (b) the Commission thinks that the prevention or settlement of the dispute would or might be encouraged or assisted by ascertaining the views or attitude of the members, or of a section or class of the members, of the industrial association or of a branch of the association in relation to the matter—

the Commission may order that a vote of those members, or of the members included in that section or class, for the purpose of ascertaining their views or attitude in relation to that matter, be taken by secret ballot (with or without provision for absent voting) in accordance with directions given by the Commission.

(2) Where it appears to the Commission—

- (a) that industrial action is being taken or the taking of industrial action is threatened, impending or probable; and
- (b) that the cessation or prevention of the industrial action or the settlement of matters giving rise to the industrial action would or might be encouraged or assisted by ascertaining the views or attitude of the members or of a section or class of the members, of the industrial association concerned, or of a branch of that association in relation to a matter—

the Commission may order that a vote of those members, or of the members included in that section or class, for the purpose of ascertaining their views or attitude in relation to that matter, be taken by secret ballot (with or without provision for absent voting) in accordance with directions given by the Commission.

(3) The powers of the Commission under sub-sections (1) and (2) (including the power to revoke an order made under either of those sub-sections) are exercisable by the Commission in Full Session and not otherwise.

(4) Where—

- (a) the members, or members included in a section or class of the members, of an industrial association or of a branch of an industrial association are directed or requested by the industrial association or by the branch to engage in industrial action; and
- (b) the members to whom that direction is given or that request is made are, or include, persons who are employed by a particular employer at a particular place of work—

such of the persons so employed as wish to do so may, subject to sub-section (5), make application to the Commission for an order by the Commission under sub-section (7).

(5) An application shall not be made under sub-section (4) unless—

- (a) all the applicants are members of the same industrial association employed by the same employer at the same place of work; and
- (b) the number of the applicants is not less than—
 - (i) 250 or a number equal to 5 per centum of the number of members of the industrial association employed by the employer at the place of work, whichever is the lesser number; or
 - (ii) 4, if the lesser number referred to in sub-paragraph (i) is less than 4.

(6) A person shall not join with other persons in making an application under sub-section (4) if the application includes a statement that, to his knowledge, is false or misleading in a material particular.

Penalty: \$1000.

(7) Subject to this section the Commission shall, upon application made to it under sub-section (4), order that a vote of members to whom the application relates for the purpose of ascertaining whether or not they support the industrial action to which the application relates be taken by secret ballot in accordance with directions given by the Commission.

(8) Where the Commission, in considering an application made to it under sub-section (4), forms the view that the cessation or prevention of the industrial action, or the settlement of the matters giving rise to the industrial action, to which the application relates would not be encouraged or assisted by ascertaining the views or attitudes of the members to whom the application relates, the Commission shall—

- (a) where the Commissioner constitutes the Commission—refer the application to the President for further consideration under this section by the Commission constituted by the President; or
- (b) where the President constitutes the Commission (whether by virtue of a reference under paragraph (a) or otherwise)—refuse to grant the application.

(9) Where the Commission, in considering an application made to it under sub-section (4), forms the view that, by reason that—

- (a) the industrial action to which the application relates has ceased;
- (b) the cessation of the industrial action to which the application relates is imminent; or
- (c) the industrial action to which the application relates is not likely to take place—

the application should be refused, the Commission shall—

- (d) where the Commissioner constitutes the Commission—refer the application to the President for further consideration under this section by the Commission constituted by the President; or

(e) where the President constitutes the Commission (whether by virtue of a reference under paragraph (d) or otherwise)—refuse to grant the application.

(10) Where more than one application is made to the Commission under sub-section (4) in relation to a particular place of work, the President may assign the applications for consideration by a Commissioner.

(11) Where, in considering an application made to it under sub-section (4), it appears to the Commission that, in the circumstances that have given rise to the making of the application, it would be appropriate to make an order for a secret ballot under sub-section (1) or (2) rather than under sub-section (7), the Commission may make such an order under sub-section (1) or (2) instead of making such an order under sub-section (7).

(12) Directions given by the Commission under sub-section (1), (2) or (7) shall provide for all matters relating to the ballot, including the following matters:

- (a) The question or questions to be put to the vote;
- (b) The eligibility of persons to vote;
- (c) The conduct of the ballot generally.

(13) Before giving a direction under sub-section 12 (c) relating to the conduct of a ballot the Commission shall consult with the registrar or, if the Chief Electoral Officer is to arrange for the conduct of the ballot, with the Chief Electoral Officer.

(14) Where—

(a) the Commission, upon an application made to it under sub-section (4) has made an order for a secret ballot under sub-section (1), (2) or (7); and

(b) before the vote is taken, the Commission forms the view that, by reason that—

(i) the industrial dispute concerned has been settled or the industrial action concerned has ceased;

(ii) the settlement of the industrial dispute concerned, or the cessation of the industrial action concerned, is imminent; or

(iii) the industrial action concerned is not likely to take place—
the secret ballot should not be proceeded with, the Commission shall revoke the order for the secret ballot.

(15) A reference in this section to members to whom an application under sub-section (4) relates shall be read as a reference to the members of the association, or of the branch, referred to in the application, or such of those members as are included in a particular section or class referred to in the application, who—

(a) are employed by the employer referred to in the application at the place of work referred to in the application; and

(b) have been directed or requested by the association or by the branch to engage in the industrial action to which the application relates.

100. (1) For the purposes of this Part a member of the Commission or a person authorized in writing by a member of the Commission or by the registrar may, at any time during working hours—

(a) enter any building, mine, mine working, ship, vessel, place or premises;

(b) inspect or view any work, material, machinery, appliance, article, book, paper, document or other thing therein; and

(c) interview any employé engaged therein.

(2) An employé shall not, in the course of an interview referred to in sub-section (1) (c), make to the person conducting the interview a statement, either orally or in writing, that is false or misleading in a material particular.

Penalty: \$100.

101. For the purposes of this Part, a direction or request to members of an industrial association or of a branch of an industrial association to engage in industrial action that is given or made by or on behalf of—

- (a) the committee of management of the industrial association or of the branch, as the case may be;
- (b) an officer or officers, of the industrial association or of the branch, as the case may be; or
- (c) a member or a group of members of the industrial association or of the branch acting in pursuance of the rules of the association or of the branch, as the case may be—

shall be deemed to be a direction or request given or made by the industrial association or the branch, as the case may be.

102. (1) Where the Commission orders the holding of a secret ballot under section 99 the Commission shall, by order—

- (a) direct the industrial association concerned to make arrangements for the conduct of the ballot by a person approved by the registrar; or
- (b) direct the registrar to make arrangements for the conduct of the ballot—

and may give any further directions that it considers necessary for ensuring the secrecy of votes and otherwise for the purposes of the conduct of the ballot or the communication of the result to the Commission.

(2) A direction shall not be given in accordance with sub-section (1) (a) where the order for the holding of the secret ballot was made under section 99 (7).

(3) Where a direction is given in accordance with sub-section (1) (b) the registrar shall—

- (a) conduct the ballot himself;
- (b) direct an officer employed in the registry to conduct the ballot; or
- (c) make arrangements with the Chief Electoral Officer for the conduct of the ballot.

(4) Where a direction is given in accordance with sub-section (1) (a) the Minister is liable to pay to the industrial association the reasonable costs of the conduct of the ballot as assessed by the registrar.

(5) Where the result of a ballot conducted in accordance with an order under section 99 is communicated to the Commission, the Commission shall cause the register to inform each of the following persons, by notice in writing, of that result—

- (a) all persons who were eligible to vote in the ballot;
- (b) the industrial association to which those persons belonged, and the employer or employers by whom those persons were employed, when those persons became eligible to vote in the ballot.

(6) Where the Commission forms the view that the results of a ballot conducted in accordance with an order under section 99 (7) show that the majority of the members of an association, or of a branch of an association, who recorded a valid vote in the ballot were not in favour of engaging in the industrial action with which the ballot was concerned, the Commission shall

cause the registrar to include in each notice issued under sub-section (5) with respect to that ballot a statement of the view formed by the Commission with respect to that ballot.

103. In any conciliation or arbitration proceedings before the Commission that relate to, or are connected with, a matter in relation to which the views or attitudes of persons have been expressed in a ballot conducted in accordance with an order under section 99 the Commission shall have regard to the result of the ballot.

104. (1) Where a notice under section 102 (5) with respect to a ballot that is issued to a member of an association, or of a branch of an association, includes a statement that the Commission has formed the view that the results of the ballot to which the notice relates show that the majority of the members of the association, or of the branch, who recorded a valid vote in the ballot were not in favour of engaging in the industrial action with which the ballot was concerned, then, notwithstanding any rule or practice of the association or of the branch, that member is not required to obey any direction or request with respect to engaging in, or supporting in any way, that industrial action that is given or made by the association or by the branch.

(2) For the purposes of this section, a direction or request to members of an association, or of a branch of an association, that is given or made by, or on behalf of—

- (a) the committee of management of the association or of the branch, as the case may be;
- (b) an officer or officers of the association or of the branch, as the case may be; or
- (c) a member or a group of members of the association or of the branch acting in pursuance of the rules of the association or of the branch, as the case may be—

shall be deemed to be a direction or request given or made by the industrial association or branch, as the case may be.

105. (1) An industrial association or other person to whom a direction is given under section 102 shall comply with the direction.

(2) An officer of an industrial association, upon being notified by the person conducting a ballot ordered under section 99 that that person requires him to provide or make available to that person a register or list of the members of the industrial association, or of a branch or section of the industrial association, for the purposes of the ballot, shall comply promptly with the requirement, so far as he is able to do so.

(3) A person shall not, in connexion with a ballot ordered under section 99—

- (a) obstruct the taking of the ballot;
- (b) use any form of intimidation to prevent from voting, or to influence the vote of, a person entitled to vote at the ballot;
- (c) threaten, offer or suggest, or use, cause, inflict or procure, any violence, injury, punishment, damage, loss or disadvantage for or on account of, or to induce—
 - (i) a vote or omission to vote;
 - (ii) any support of, or opposition to, voting in a particular manner; or
 - (iii) any promise of a vote or omission to vote or of any such support or opposition; or

- (d) counsel or advise a person entitled to vote to refrain from voting.
- (4) A person shall not, without lawful authority or excuse, in connexion with a ballot ordered under section 99—
- (a) personate another person to secure a ballot paper to which the personator is not entitled or personate another person for the purpose of voting;
 - (b) destroy, deface, alter, take or otherwise interfere with a ballot paper or envelope;
 - (c) put or deliver a ballot paper or other paper—
 - (i) into a ballot box or other ballot receptable;
 - (ii) into the post; or
 - (iii) to a person receiving ballot papers for the purposes of the ballot;
 - (d) record a vote which he is not entitled to record;
 - (e) record more than one vote;
 - (f) forge a ballot paper or envelope or utter a ballot paper or envelope that he knows to be forged;
 - (g) supply a ballot paper;
 - (h) obtain or have in his possession a ballot paper;
 - (i) destroy, take, open or otherwise interfere with a ballot box.

(5) A person shall not, in connexion with a ballot ordered under section 99—

- (a) request, require or induce another person to show a ballot paper to him, or to permit him to see a ballot paper, in such a manner that he can see the vote, while the ballot paper is being marked or after it has been marked; or
- (b) being a person performing duties for the purposes of the ballot, show to another person, or permit another person to have access to, a ballot paper used in the ballot, otherwise than in performance of those duties.

Penalty: \$500 or imprisonment for six months.

106. (1) An industrial association—

- (a) shall not take, or threaten to take, any action having the effect, directly or indirectly, of prejudicing a person in his employment with the intent to deter the person from making application to the Commission for an order under section 99 for the holding of a secret ballot; or
- (b) shall not impose or threaten to impose, a penalty, forfeiture or disability of any kind upon a member of the association by reason of the circumstance that the member—
 - (i) has made, or proposes, or has at any time proposed to make, application to the Commission for an order under section 99 for the holding of a secret ballot; or
 - (ii) has participated in, or proposes, or has at any time proposed, to participate in, a secret ballot ordered by the Commission under section 99.

(2) A contravention of sub-section (1) is an offence against that sub-section punishable upon conviction—

- (a) where the action constituting the offence has continued for more than a day—by a penalty not exceeding a fine of \$400 for each day during which that action has continued; or

(b) in any other case—by a penalty not exceeding a fine of \$400.

(3) In any proceedings for an offence against sub-section (1), if all the relevant facts and circumstances, other than the reason or intent of an action alleged in the charge, are proved, it lies upon the person charged to prove that that action was not actuated by that reason or taken with that intent.

(4) For the purposes of this Part, an action taken by—

- (a) the committee of management of an industrial association;
- (b) the committee of management of a branch of an industrial association;
- (c) an officer, employé or agent of an industrial association;
- (d) a group of members of an industrial association;
- (e) a member of an industrial association who performs the function of dealing with an employer on behalf of himself and other members of the association—

shall be deemed to have been taken by the industrial association.

107. (1) An employer shall not dismiss an employé or injure him in his employment, or alter his position to his prejudice, by reason of the circumstances that the employé—

- (a) has made or proposes, or has at any time proposed, to make, application to the Commission for an order under section 99 for the holding of a secret ballot; or
- (b) has participated in or proposes, or has at any time proposed, to participate in, a secret ballot ordered by the Commission under section 99.

Penalty: \$400.

(2) An employer shall not threaten to dismiss an employé, or to injure him in his employment, or to alter his position to his prejudice—

- (a) by reason of the circumstance that the employé has made, or proposes, or has at any time proposed, to make, application to the Commission for an order under section 99, for the holding of a secret ballot; or
- (b) by reason of the circumstance that the employé has participated in, or proposes, or has at any time proposed, to participate in, a secret ballot ordered by the Commission under section 99.

Penalty: \$400.

(3) In any proceedings for an offence against this section, if all the relevant facts and circumstances, other than the reason or intent set out in the charge as being the reason or intent of an action alleged in the charge, are proved, it lies upon the person charged to prove that that action was not actuated by that reason or taken with that intent.

(4) Where an employer is convicted for an offence against this section the court by which the employer is convicted may order that the employé be reimbursed any wages lost by him and may also direct that the employé be reinstated in his old position or in a similar position.'

—(Mr Ramsay)

Question—That the question (That clause 3 stand part of the Bill) be now put—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 44

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

NOES, 31

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

And so it was resolved in the affirmative.

No. 3—Clause 3.

Question—That clause 3 stand part of the Bill—accordingly put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 44

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

NOES, 31

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

And so it was resolved in the affirmative.

LEGISLATIVE ASSEMBLY OF VICTORIA
DIVISIONS IN COMMITTEE OF THE WHOLE

—
No. 2
 —

Tuesday, 13 October 1981

No. 1—EDUCATION (AMENDMENT) BILL—Clause 2.

(1) In section 3 (1) of the Principal Act—

(a) after the definition of “Council” there is inserted the following definition:

“‘Deputy Director-General’ means Deputy Director-General of Education under this Act.”; and

(b) after the definition of “Division” there is inserted the following definition:

“‘Executive Director’ means Executive Director of Education under this Act.”.

(2) For section 4 of the Principal Act there is substituted the following section:

“4. (1) There shall be an Education Department consisting of a Minister of Education, a Minister of Educational Services, a Director-General of Education, a Deputy Director-General of Education, Executive Directors, Regional Directors, professional officers, teachers and such other officers as are necessary.

(2) For the purposes of this Act there may from time to time be appointed by the Governor in Council a person to be Director-General of Education, a person to be Deputy Director-General of Education and not more than four persons to be Executive Directors of Education.

(3) An appointment to the office of Director-General shall be made after considering the recommendations of a committee appointed by the Minister for the purpose.

(4) An appointment to the office of Deputy Director-General or Executive Director shall be made after considering the recommendations of a committee appointed by the Director-General for the purpose.

(5) The Governor in Council may remove the Director-General from his office upon an address praying for the removal of the Director-General being presented to the Governor by the Legislative Council and the Legislative Assembly in the same session of Parliament or by the Legislative Assembly alone in 2 consecutive sessions.

(6) At any time when Parliament is not sitting, the Governor in Council may suspend the Director-General from his office for inefficiency, misbehaviour, mismanagement or refusal or neglect or failure to carry out his duties and functions under this Act, and each time the Governor in Council suspends the Director-General a full statement of the reasons for the suspension shall be laid before both Houses of Parliament within 7 days after the commencement of the next session of Parliament; and if at any time during that session an address is presented to the Governor by the Legislative Council or the Legislative Assembly praying for the

restoration of the Director-General to his office, the Director-General shall be restored accordingly; but if no such address is so presented the Governor in Council may confirm the suspension and declare the office of the Director-General to be vacant, and the office shall thereupon become vacant.

(7) The Governor in Council may at any time remove any person from the office of Deputy Director-General or Executive Director.

(8) A person appointed as Director-General, Deputy Director-General or Executive Director shall not in respect of his office as such be subject to the *Public Service Act 1974* or the *Teaching Service Act 1958* and shall be entitled to such salary and allowances and be employed upon such terms and conditions as the Governor in Council from time to time determines.

(9) A person appointed as Director-General, Deputy Director-General or Executive Director who—

- (a) was immediately prior to his appointment a member of the public service or the teaching service; or
- (b) having formerly been a member of the public service or the teaching service, has been continuously engaged or employed since ceasing to be such in some other office or capacity, being an office or capacity in which he was eligible to be re-appointed, upon the termination of his engagement or employment, to some office in the public service or teaching service—

shall be eligible to be re-appointed at or before the termination of his appointment as Director-General, Deputy Director-General or Executive Director to some office in the public service or the teaching service (as the case may be) with a classification and emolument corresponding with or higher than that which he last held in the public service or the teaching service (as the case may be), as if his service as Director-General, Deputy Director-General or Executive Director and in that other office or capacity (if any) had been service in the public service or the teaching service (as the case may be).

(10) If a person appointed as Director-General, Deputy Director-General or Executive Director was immediately prior to that appointment an officer within the meaning of the *Superannuation Act 1958* he shall notwithstanding that appointment continue subject to that Act to be an officer within the meaning of that Act.

(11) The Director-General may from time to time assign to the Deputy Director-General and to each Executive Director, professional officer, teacher or other officer in the Education Department such powers and duties, whether statutory or otherwise, as he thinks fit and may at any time vary or revoke any such assignment, and the Deputy Director-General and every Executive Director, professional officer, teacher and other officer in the Education Department shall have the duties and may exercise the powers for the time being assigned to him.

(12) The Director-General may—

- (a) with the approval of the Governor in Council delegate to the Deputy Director-General, an Executive Director or any professional officer, teacher or other officer in the Education Department such of his powers and duties under this Act or as permanent head of the Education Department (other than this power of delegation) as he thinks fit;
- (b) vary or revoke any such delegation;

(c) attach conditions to the exercise of any delegated power or the performance of any delegated duty—

but such a delegation shall not prevent the exercise or performance by the Director-General of a delegated power or duty.”

—(Mr Lacy)

Amendment proposed—That after sub-clause (2) there shall be inserted the following sub-clause:

“(3) The repeal and re-enactment of section 4 of the Principal Act by sub-section (2) shall not affect the appointment of the Director-General of Education under that section.”

—(Mr Fordham)

Question—That the sub-clause proposed to be inserted be so inserted—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 38

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

NOES, 41

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

And so it passed in the negative.

No. 2—Clause 5.

(1) In the table in section 1 of the Principal Act, under Part I., for the expression “Division 2.—Council of Public Education ss. 8–12.” there is substituted the expression “Division 2.—Victorian Education Council ss. 8–12AA.”

(2) In section 3 (1) of the Principal Act, for the definition of “Council” there is substituted the following definition:

“‘Council’ means the Victorian Education Council established by section 8.”

(3) For Division 2 of Part I. of the Principal Act there is substituted the following Division:

DIVISION 2—VICTORIAN EDUCATION COUNCIL

8. (1) There is hereby established a Council called the “Victorian Education Council”.

(2) The Director-General of Education and the Chairman of the Victorian Post-Secondary Education Commission shall be members of the Council *ex officio*.

(3) The Governor in Council may appoint not more than the prescribed number of persons to be members of the Council and of the persons appointed—

- (a) one shall be a member of the Victorian Institute of Secondary Education;
- (b) one shall be a member of the Technical and Further Education Board established under the *Post-Secondary Education Act 1978*;
- (c) one shall be a member of the Council of Adult Education;
- (d) one shall be a person with extensive knowledge and experience of the work of schools other than State schools;
- (e) one shall be the head teacher of a State school; and
- (f) one shall be a teacher in, but not the head teacher of, a State school.

(4) Subject to sub-section (3), any person may be appointed a member of the Council.

(5) No person shall be appointed a member of the Council for more than three years, but a member of the Council shall on ceasing to be a member be eligible for re-appointment.

(6) A majority of the members of the Council constitute a quorum.

(7) If a member of the Council is absent from four consecutive meetings of the Council without leave of absence granted by the Council his office as a member shall thereupon become vacant.

(8) The Governor in Council may at any time remove a member of the Council from office.

(9) The members of the Council shall be paid out of money made available by Parliament for the purpose—

- (a) all travelling expenses reasonably incurred by them in attending the meetings of the Council and transacting the business thereof; and
- (b) such sum (if any) as the Governor in Council from time to time directs for each attendance at a meeting of the Council.

(10) The Council may act notwithstanding any vacancy in its membership and notwithstanding that any member has been defectively or invalidly appointed.’

[Proposed new sections 9, 10, 11, 12 and 12AA and sub-clause (4) not printed.]

—(Mr Lacy)

Amendment proposed—That paragraph (f) of proposed new section 8 (3) in sub-clause (3) be omitted with the view of inserting in place thereof the following paragraphs:

- “(f) three shall be persons nominated by organizations recognized by the Minister as representing the parents of pupils at State schools;
- (g) three shall be nominated by organizations recognized by the Minister as representing teachers at State schools; and
- (h) one shall be a person nominated by the Victorian Trades Hall Council.”

—(Mr Fordham)

Question—That the paragraph proposed to be omitted stand part of the clause.
Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 48

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

NOES, 31

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

And so it was resolved in the affirmative.

No. 3—Clause 6.

[*Sub-clause (1) and (2) not printed.*]

(3) After Division 2 of Part I. of the Principal Act there is inserted the following Division:

“DIVISION 2A—REGIONAL ADMINISTRATION

12A. (1) The Governor in Council may from time to time by Order declare any area in Victoria to be an education region for the purposes of this Act.

(2) The Governor in Council may by a subsequent Order revoke or vary any Order constituting an education region.

12B. (1) The Governor in Council may appoint a person to be the Director of an education region.

(2) An appointment to the office of Regional Director shall be made after considering the recommendations of a committee appointed by the Director-General for the purpose.

(3) The Governor in Council may at any time remove a Regional Director from office.

(4) A Regional Director shall not in respect of his office as such be subject to the *Public Service Act 1974* or the *Teaching Act Service 1958* and shall be entitled to such salary and allowances and be employed on such terms and conditions as the Governor in Council from time to time determines.

(5) A person appointed as Regional Director who—

(a) was immediately prior to his appointment a member of the public service or the teaching service; or

(b) having formerly been a member of the public service or the teaching service has been continuously engaged or employed since

he ceased to be such in some other office or capacity, being an office or capacity in which he was eligible to be re-appointed, upon the termination of the engagement or employment, to an office in the public service or the teaching service—

shall be eligible to be re-appointed at or before the termination of his appointment as Regional Director to some office in the public service or the teaching service (as the case may be) with a classification and emolument corresponding with or higher than that which he last held in the public service or the teaching service (as the case may be), as if his service as Regional Director and in that other office or capacity (if any) had been service in the public service or the teaching service (as the case may be).

(6) If a person appointed as Regional Director was immediately prior to that appointment an officer within the meaning of the *Superannuation Act 1958* he shall notwithstanding that appointment continue subject to that Act to be an officer within the meaning of that Act.”

[Proposed new sections 12C to 12E inclusive and sub-clause (4) not printed.]

—(Mr Lacy)

Amendment proposed—That sub-sections (1) to (5) inclusive of proposed new section 12B in sub-clause (3) be omitted with the view of inserting in place thereof—

“12B. (1) For the purposes of this Act there may be appointed a person to be the Director of an education region.

(2) Appointment to an office of Regional Director shall be an appointment made subject to the *Public Service Act 1974*.”

—(Mr Whiting)

[The Chairman decided to have this amendment tested on the question—That the expression—

“12B. (1) The Governor in Council may appoint a person to be the Director of an education region.

(2) An appointment to the office of Regional Director shall be . . .” stand part of the clause so as not to preclude a proposed amendment by another Honourable Member.]

Question—That the words and expressions proposed to be omitted stand part of the clause—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 70

Mr Austin	Mr Ebery	Mr Maclellan	Mr Spyker
Mr Balfour	Mr Edmunds	Mr Mathews	Mr Stirling
Mr Birrell	Mr Fogarty	Mr Miller	Mr Tanner
Mr Borthwick	Mr Fordham	Mrs Patrick	Mr Templeton
Mr Brown	Mr Gavin	Mr Ramsay	Mr Thompson
Mr Burgin	Mr Ginfier	Mr Remington	Mrs Toner
Mr Cain	Mr Hayes	Mr Reynolds	Mr Trezise
Miss Callister	Mr Hockley	Mr Richardson	Dr Vaughan
Mr Cathie	Mr Jolly	Mr Roper	Mr Walsh
Mrs Chambers	Mr Jona	Mr Rowe	Mr Weideman
Dr Coghill	Mr Kennett	Mrs Sibree	Mr Williams
Mr Coleman	Mr King	Mr Sidiropoulos	Mr Wilton
Mr Collins	Mr Kirkwood	Mr Simmonds	Mr Wood
Mr Cox	Mr Lacy	Mr Simpson	
Mr Crabb	Mr Lieberman	Mr Skeggs	
Mr Crellin	Mr McArthur	Mr Smith	
Mr Culpin	Mr McClure	(<i>South Barwon</i>)	<i>Tellers</i>
Mr Dixon	Mr McInnes	Mr Smith	Mr Ernst
Mr Dunstan	Mr Mackinnon	(<i>Warrnambool</i>)	Mr McCance

NOES, 7

Mr Evans (<i>Gippsland East</i>)	Mr Hann Mr Ross-Edwards	Mr Trewin Mr Whiting	<i>Tellers</i> Mr Jasper Mr McGrath
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And so it was resolved in the affirmative.

No. 4—Clause 6.

Further amendment proposed—That the words “after considering the recommendations of a committee appointed by the Director-General for the purpose” in sub-section (2) of the proposed section 12B in sub-clause (3) be omitted with the view of inserting in place thereof the words “on the recommendation of the regional council constituted for the education region”.

—(*Mr Fordham*).

Question—That the words proposed to be omitted stand part of the clause—put.
Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 45

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

NOES, 31

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

And so it was resolved in the affirmative.

LEGISLATIVE ASSEMBLY OF VICTORIA
DIVISION IN COMMITTEE OF THE WHOLE

237

No. 3

Friday, 30 October 1981

COUNCIL OF ADULT EDUCATION BILL—Clause 2.

In this Act, unless inconsistent with the context or subject-matter—

“Board” means the Board of the Council of Adult Education established under section 6.

“Chairman” means the Chairman of the Board.

“Council” means the Council of Adult Education established under section 3.

“Director” means the Director of Adult Education.

“Member” means a member of the Board.

“Prescribed” means prescribed by the regulations.

“Treasurer” means the Treasurer of Victoria.

—(Mr Lacy)

Amendment proposed—That after the interpretation of “Member” there be inserted the following interpretation:

“Minister” means the Minister of Education.’

—(Mr Fordham)

Question—That the expression proposed to be inserted be so inserted—put.
Committee divided.

(Temporary Chairman—Mr Birrell)

AYES, 33

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

NOES, 38

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

And so it passed in the negative.

LEGISLATIVE ASSEMBLY OF VICTORIA
DIVISION IN COMMITTEE OF THE WHOLE

239

No. 4

Tuesday, 10 November 1981

HOME FINANCE (AMENDMENT) BILL—Clause 4.

In section 8 of the Principal Act for sub-section (2) there shall be substituted the following sub-sections:

“(2) Subject to sub-section (3), the Trust shall not grant a loan pursuant to sub-section (1)—

(a) unless the chairman of the Trust is satisfied by statutory declaration or otherwise that the borrower uses or intends to use the dwelling-house in respect of which the application for the loan is made as a home for himself and his family and dependants; or

(b) if at the date of the application for the loan the borrower or the wife or husband of the borrower already owns a dwelling-house in Victoria other than the dwelling-house in respect of which the application for the loan is made.

(3) Sub-section (2) shall not apply in respect of the grant of a loan in respect of the purchase of a dwelling-house from the Trust in pursuance of a sale made by the Trust in the exercise of its powers under a mortgage.

(4) A loan granted pursuant to sub-section (1)—

(a) shall provide for repayment of the loan together with interest, whether directly or by means of an amortization fund in a period not exceeding 30 years by regular instalments at intervals not exceeding three months, with adjustments of capital or some provision having the effect of adjustment of capital to enable the calculation of interest at intervals not exceeding three months; and

(b) shall be subject to such other terms conditions and provisions as the Trust with the approval of the Minister thinks fit.”.

—(Mr Kennett)

Question—That clause 4 stand part of the Bill—put.
Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 70

Mr Austin	Mr Edmunds	Mr Maclellan	Mr Stirling
Mr Balfour	Mr Ernst	Mr Mathews	Mr Tanner
Mr Birrell	Mr Fogarty	Mr Miller	Mr Templeton
Mr Borthwick	Mr Fordham	Mrs Patrick	Mr Thompson
Mr Brown	Mr Ginifer	Mr Ramsay	Mrs Toner
Mr Burgin	Mr Hayes	Mr Remington	Mr Trezise
Mr Cain	Mr Hockley	Mr Reynolds	Dr Vaughan
Miss Callister	Mr Jolly	Mr Richardsons	Mr Walsh
Mr Cathie	Mr Jona	Mr Roper	Mr Weideman
Mrs Chambers	Mr Kennett	Mr Rowe	Mr Wilkes
Dr Coghill	Mr King	Mrs Sibree	Mr Williams
Mr Coleman	Mr Kirkwood	Mr Sidiropoulos	Mr Wilton
Mr Collins	Mr Lacy	Mr Simmonds	Mr Wood
Mr Cox	Mr Lieberman	Mr Simpson	
Mr Crabb	Mr McCance	Mr Smith	
Mr Crellin	Mr McClure	(<i>South Barwon</i>)	
Mr Culpin	Mr McInnes	Mr Smith	<i>Tellers</i>
Mr Dixon	Mr McKellar	(<i>Warrnambool</i>)	Mr Gavin
Mr Ebery	Mr Mackinnon	Mr Spyker	Mr McArthur

NOES, 7

Mr Evans
(Gippsland East)Mr Hann
Mr Ross-EdwardsMr Trewin
Mr Whiting*Tellers*
Mr Jasper
Mr McGrath

And so it was resolved in the affirmative

DIVISION IN COMMITTEE OF THE WHOLE

 No. 5

Wednesday, 18 November 1981

FORESTS (AMENDMENT) BILL—Clause 7

7. In section 52 (1) of the Principal Act after the words “three years” there shall be inserted the expression “or, with the approval of the Governor in Council, not exceeding 20 years”.

—(Mr Austin)

Amendment proposed—That after the expression “7” there be inserted the expression “(1)”.

—(Dr Vaughan)

Question—That the expression proposed to be inserted be so inserted—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 31

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

NOES, 46

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

And so it passed in the negative.

DIVISIONS IN COMMITTEE OF THE WHOLE

No. 6

Tuesday, 1 December 1981

No. 1—CREDIT BILL—Clause 10.

A reference in this Act to a contract or agreement in respect of the payment by a debtor for services supplied by another person does not include a contract or agreement that is solely a contract of service that creates the relationship of master and servant between the debtor and that other person or by reason of which that other person would be a worker within the meaning of the *Workers Compensation Act 1958*.

—(Mr Maclellan)

Amendment proposed—That the words “master and servant” be omitted with the view of inserting in place thereof the words “employer and employee”.

—(Mr Miller)

Question—That the words proposed to be omitted stand part of the clause—put.
Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 46

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

NOES, 31

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

And so it was resolved in the affirmative.

No. 2—Clauses 133 to 220 inclusive and Schedules 1 to 8 inclusive not printed.

In accordance with Standing Order 105 and on expiry of time adopted by resolution of the House for the Committee stage of the Bill—

Question—That clauses 133 to 220 inclusive and Schedules 1 to 8 inclusive stand part of the Bill—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 45

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

NOES, 31

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

And so it was resolved in the affirmative.

Wednesday, 2 December 1981

No. 3—CO-OPERATION BILL—Clause 16.

The objects of a credit society shall be—

- (a) to raise funds by subscription or otherwise as authorized by this Act;
- (b) to apply those funds subject to this Act and the rules in making loans to or continuing credit arrangements with its members and in such other ways as are authorized by this Act and those rules;
- (c) to encourage habits of thrift among its members; and
- (d) to render services to its members as prescribed by the rules.

—(*Mr Kennett*)

Amendment proposed—That after paragraph (d) there shall be inserted the following paragraph—

“() to provide educational and counselling programmes especially with respect to family finance management, retirement and such other consumer education as the directors consider will improve the living standard of its members.”.

—(*Mr Cathie*)

Question—That the paragraph proposed to be inserted be so inserted—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 31

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

NOES, 45

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

And so it passed in the negative.

No. 4—HISTORIC BUILDINGS BILL—Clause 15.

(1) The Minister shall cause a provisional register of historic buildings to be established and kept.

(2) The provisional register shall consist of any building other than a government building within the meaning of the *Government Buildings Advisory Council Act 1972* which the Minister and the owner of the building agree should be included on the provisional register.

(3) The owner of any building who has been notified by the Council of its intention to conduct an examination pursuant to section 18 may within 30 days of receiving that notice and the owner of any building not being a registered building may make application to the Minister to include that building on the provisional register.

(4) Before the Minister includes a building on the provisional register he shall require the owner to enter into an agreement with him under seal under which the owner covenants—

- (a) not to demolish alter or remove the building;
- (b) not to enter into any agreement with respect to the sale of the land until the expiration of 30 days after he has given notice to the Minister of his intention to sell the land; and
- (c) to properly preserve maintain and care for the building on the land.

(5) Before any agreement is submitted by the Minister to the owner he shall obtain a report from the Council on the proposed agreement and he shall take into account any matters raised in the report of the Council in relation to the proposed agreement.

(6) When any agreement under this section is executed by the owner of the building—

- (a) a copy of the agreement shall be forwarded to the Council; and
- (b) the Minister shall cause notice that the building has been added to the provisional register to be published in the *Government Gazette*.

(7) An agreement under this section may be determined by the Minister or the owner giving to the other 30 days notice in writing of his intention to determine the agreement.

(8) Where notice of termination is given the Minister shall notify the Council which shall pursuant to section 18 make an examination of the building.

(9) No examination pursuant to section 18 shall be made of a building which is on the provisional register except pursuant to the provisions of the last preceding sub-section.

(10) On the termination of the agreement the Minister shall cause the building to be removed from the provisional register and cause notice of the removal to be published in the *Government Gazette*.

(11) The owner of any building who fails to comply with an agreement made under this section shall be guilty of an offence against this Act.

(12) Where there has been a breach of an agreement made under this section, the Minister shall recommend to the Governor in Council that the building be added to the register under section 14.

(13) Any person who demolishes or makes any alteration to a building on the provisional register without the consent of the Minister shall be guilty of an offence against this Act.

—(Mr Lieberman)

Question—That clause 15 stand part of the Bill—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 44

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

NOES, 31

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

And so it was resolved in the affirmative.

No. 5—Clause 26, *as amended*.

Motion made and question—That the Chairman do report progress and ask for leave to sit again (*Mr Fordham*)—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 31

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

NOES, 45

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

And so it passed in the negative.

No. 6—Clause 27, *as amended*.

(1) Any application to the Council under section 26 shall be examined and determined by the Council which shall determine whether a permit or declaration should be granted or refused and whether the grant of a permit or declaration should be subject to conditions or not.

(2) In making an examination under sub-section (1) the Council shall take into consideration—

- (a) the extent to which that application, if approved, would affect the historic or architectural importance * * * of that building or in the case of registered land of the building to which it relates;
- (b) the extent to which the application, if refused, would affect the reasonable or economic use of the building or land or would cause undue financial hardship to the owner in relation to the building or land;
- (c) the representations, if any, made with respect to that application under section 26 (6); and
- (d) such matters relating to the preservation of that building as to it seem relevant.

(3) The Council shall within 60 days of receipt of an application under section 26 or any longer period specified in any particular case by the Minister grant or after giving the owner an opportunity of being heard refuse to grant the permit or declaration.

(4) A permit may be granted subject to any conditions that the Council thinks fit.

(5) Without limiting or restricting the power of the Council to impose conditions under sub-section (4), the Council may, in granting a permit, impose a condition

NOTE: * * * denotes words omitted by amendment.

that the applicant give security in such form and amount as is determined by the Council having regard to the nature and extent of the work referred to in the permit to ensure the satisfactory completion of that work.

(6) If the Council does not notify the applicant of its decision pursuant to subsection (3) within 60 days after receipt of the application or any longer period specified by the Minister the Council shall be deemed to have granted a permit in respect of the application.

(7) Where an application is made to the council of a municipality or other authority in respect of the doing or carrying out of an act matter or thing for which a permit of the Council has been granted subject to conditions and the council or other authority determines the application by granting approval subject to conditions, the conditions subject to which the approval of that council or authority is granted shall not be inconsistent with the conditions subject to which the permit of the Council has been granted.

—(Mr Lieberman)

Question—That clause 27, as amended, stand part of the Bill—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 43

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

NOES, 30

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

And so it was resolved in the affirmative.

Thursday, 3 December 1981

No. 7—RAILWAYS (BORROWING POWERS) BILL—Clause 4.

After section 100E of the Principal Act there is inserted the following subdivision:

'Subdivision 4B.—Borrowing Powers of the Board.

100F. (1) The Victorian Railways Board may from time to time borrow or re-borrow such money as it deems necessary for the purposes of this Act.

(2) The total amount owed by the Board under this subdivision shall not at any time exceed \$50 000 000.

100G. (1) Any sums which the Victorian Railways Board is under this Act authorized to borrow may be raised as one loan or as several loans.

- (2) Every loan raised by the Board under this Act shall be raised—
- (a) by the issue of debentures payable to bearer with interest coupons attached;
 - (b) by the creation and issue of inscribed stock to be called "Railway Stock" (in this Act referred to as "stock"); or
 - (c) partly in one way and partly in the other.
- (3) All such debentures and stock respectively—
- (a) shall bear interest at such rate and be redeemable at such date or dates and at such place or places in or outside the Commonwealth of Australia as the Board with the consent of the Treasurer and the sanction of the Governor in Council determines; and
 - (b) may with the consent of the holder or the registered owner thereof respectively be paid off at any time previous to the due date thereof at not more than the par face value thereof or (with the consent of the Treasurer and the sanction of the Governor in Council) at a premium, with interest thereon to date of payment only.
- (4) Interest secured by any such debenture or stock shall be payable—
- (a) half-yearly on days fixed by the Board; and
 - (b) at such place or places in or outside the Commonwealth as the Board, with the consent of the Treasurer and the sanction of the Governor in Council, determines.

(5) The Board at the request of the holder of any debenture or of the registered owner of any stock issued under this Act may in lieu thereof issue to him stock or debentures (as the case may be) in respect of the same loan and of the same amount bearing the same interest and of the same currency.

(6) The due repayment of the principal sums and the payment of all interest secured by any debentures or stock issued by the Board under this Act is hereby guaranteed by the Government of Victoria.

(7) Any sums required by the Treasurer for fulfilling any guarantee given by this section shall be paid out of the Consolidated Fund (which is hereby to the necessary extent appropriated accordingly) and any sums received or recovered by the Treasurer from the Board or otherwise in respect of any sum so paid by the Treasurer shall be paid into the Consolidated Fund.

100H. In any case where under this Act the Victorian Railways Board borrows or re-borrows any sums of money by way of loan to be raised at any place outside the Commonwealth of Australia, the following provisions shall have effect:

- (a) The Board may enter into arrangements for the raising of any such loan at any place outside the Commonwealth or for any matter in connexion therewith;
- (b) Without affecting the generality of the foregoing provisions of this section, any such arrangement may provide for all or any of the following matters:
 - (i) The creation inscription and issue at any place outside the Commonwealth of Railways Stock;
 - (ii) Regulating Transfers and transmissions of such stock;
 - (iii) Paying interest on such stock;

- (iv) Issuing stock certificates and as often as occasion requires re-inscribing stock and re-issuing such certificates;
 - (v) The opening and keeping at any place outside the Commonwealth of stock ledgers and transfer books for the purposes of this section;
 - (vi) Providing for the payment of brokerage and other expenses; and
 - (vii) Generally conducting all business connected with such stock or the raising of the sums of money aforesaid;
- (c) The Board may from time to time under its common seal appoint any officers of a bank or banks carrying on business in any place or places outside the Commonwealth or both in the Commonwealth and at any place or places outside the Commonwealth to be registrar and deputy-registrar respectively for the issuing and recording of the issue of such stock and transfers and transmissions thereof and for doing such other acts matters or things as may be necessary to give effect to any arrangement under this section;
- (d) The provisions of this section shall be read and construed as in aid of and not in derogation from the other provisions of this Act with respect to the borrowing powers of the Board.

100I. (1) In the case of every loan raised by it under this Act the Victorian Railways Board shall provide a sinking fund at such rate and for such period as the Governor in Council on the recommendation of the Treasurer approves.

(2) Whenever it is necessary to have resort to any fund mentioned in this section for the purpose of paying off any loan in respect of which the fund is provided or portion of such loan the Board may sell any securities in which the fund is invested or obtain an advance thereon from any bank or banks in Victoria or elsewhere.

(3) Notwithstanding anything in the foregoing provisions of this section the Governor in Council may by Order published in the *Government Gazette* direct that in the case of any loan raised by the Board under this Act it shall not be necessary for the Board to provide a sinking fund if he is satisfied that debentures or stock or both representing a sufficient proportion of the principal sum borrowed including interest will fall due and be repaid in each year during the currency of the loan.

(4) The sinking fund shall be invested in such manner as the Treasurer from time to time directs.

100J. (1) No notice of any trust express implied or constructive shall be received by the Victorian Railways Board or by any officer of the same in relation to any debenture issued under this Act, and the Board or any such officer shall not be bound to see to the execution of any such trust to which any such debenture may be subject.

(2) No notice of any trust express implied or constructive shall be received by the registrar or the Board in relation to any stock or entered in any stock ledger or other book kept by the registrar, and the registrar and the Board shall not be bound to see to the execution of any trust to which any part of that stock may be subject.

100K. A person advancing money to the Victorian Railways Board and receiving in consideration of that advance any debenture or stock issued under this Act shall not be bound to inquire into the application of the money advanced or be in any way responsible for the non-application or misapplication thereof.

100L. (1) The provisions of Part I. of the Third Schedule shall apply with respect to debentures issued under this Act.

(2) The provisions of Part II. of the Third Schedule shall apply with respect to stock issued in Melbourne under this Act.

(3) The Victorian Railways Board may demand take and receive for or in respect of the several matters and things with respect to which fees are provided for under Part I. or under Part II. of the Third Schedule the fees so provided or as to any other matters or things thereunder such reasonable fees as are specified in that behalf in the regulations.

100M. (1) A person shall not wilfully and with intent to defraud—

- (a) make a false entry in or alter a word or figure in a book kept by the Victorian Railways Board in which are entered the accounts of the owners of any stock issued under this Act;
- (b) in any manner falsify the accounts of an owner of any stock issued under this Act in such a book; or
- (c) make a transfer of a share or interest of or in stock issued under this Act in the name of any person not being the true and lawful owner of such share or interest—

Penalty: Imprisonment for ten years.

(2) An officer or servant of or a person employed or entrusted by the Board shall not knowingly and with intent to defraud make out or deliver any interest cheque or warrant for payment of any interest or money payable in respect of any stock issued under this Act for a greater or less amount than the amount to which the person on whose behalf the cheque or warrant is made out is entitled.

Penalty: Imprisonment for five years.

(3) A person shall not forge or alter or offer utter or dispose of or put off knowing it to be forged or altered any debenture made out and issued or purporting to be made out and issued under this Act by the Board.

Penalty: Imprisonment for ten years.

(4) The provisions of this section shall be read and construed as in aid of and not in derogation from the provisions of the *Crimes Act* 1958 or of any other Act or any other law with respect to offences relating to stock or debentures.

100N. The Victorian Railways Board may from time to time make, alter and repeal regulations—

- (a) for and in respect of all matters and things authorized or required to be prescribed or necessary to be prescribed for carrying out or giving effect to the provisions of this subdivision and the Third Schedule to this Act; and
- (b) in particular and without affecting the generality of paragraph (a), for and in respect of—
 - (i) prescribing any forms for use under this subdivision and the Third Schedule (and any forms so prescribed or to the like effect shall be sufficient in law); and
 - (ii) prescribing any matters with respect to which fees are to be payable under this subdivision or the Third Schedule and reasonable fees with respect thereto:

Provided that such regulations shall be of no force or effect unless and until they have been confirmed by the Governor in Council.

—(Mr Maclellan)

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

“100. (1) The Victorian Railways Board may with the approval of the Treasurer and subject to such terms, conditions and limits as the Treasurer imposes—

- (a) obtain advances from any bank by way of overdraft on current account; and
- (b) obtain temporary financial accommodation secured or arranged in such manner and for such period as the Treasurer in each particular case approves.

(2) The total amount owed by the Board under this section shall not at any time exceed \$10 000 000.”.

—(Mr Crabb)

Question—That the expression proposed to be added be so added—put.

Committee divided.

(Temporary Chairman—Mr Evans, *Gippsland East*)

AYES, 30

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

NOES, 44

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

And so it passed in the negative.

No. 8—MEAT CONTROL BILL—Clause 11.

After section 36 of the Principal Act there shall be inserted the following section:

“36A. A person shall not sell as or for the purposes of pet food any carcass or pet meat imported from outside Victoria unless the carcass or pet meat—

- (a) has been certified as fit for pet food by an inspector appointed for the purpose for the State, Territory or country from which it has been exported; and
- (b) has been inspected by an inspector before sale.”

—(Mr Austin)

Amendment proposed—That after the expression “36A” there be inserted the expression “(1)”.

—(Mr Fogarty)

Question—That the expression proposed to be inserted be so inserted—put.
Committee divided.

(Temporary Chairman—Mr Birrell)

AYES, 31

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

NOES, 42

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

And so it passed in the negative.

Friday, 4 December 1981

No. 9—SOIL CONSERVATION AND LAND UTILIZATION (AMENDMENT) BILL—Clause 7.

Section 23 of the Principal Act is hereby amended as follows:

- (a) In sub-section (1), paragraph (a), after the word “all” there shall be inserted the words “or any of the”;
- (b) After sub-section (1) there shall be inserted the following sub-section:

“(1A) The Authority may at any time revoke or vary any such determination.”;
- (c) In sub-section (2) after the word “making” there shall be inserted the words “revoking or varying”;
- (d) In sub-section (4)—
 - (i) at the end of paragraph (a) there shall be inserted the words “which shall be binding on that owner or occupier and every subsequent owner or occupier of that land”; and
 - (ii) in paragraph (d) for the expression “21 days” there shall be substituted the expression “30 days”.

—(*Mr Wood*)

Amendment proposed—That after paragraph (d) there be inserted the following paragraph:

“() After sub-section (5) there shall be inserted the following sub-section:

“(6) (a) The Authority shall within three months after the making of any determination under this section imposing conditions on the use of any land lodge with the Registrar-General or the Registrar of Titles (as the case may be) a copy of the determination.

(b) The Authority shall within one month after any such determination ceases to operate in respect of any land lodge with the Registrar-General or Registrar of Titles a notice in writing that the determination has ceased to operate.

(c) On receipt of such a copy determination or notice that a determination has ceased to operate the Registrar-General or Registrar of Titles (as the case may be) shall make such entries as he thinks necessary or expedient for the purpose of bringing such copy determination or notice to the notice of persons who search the title of the land to which the determination relates.

(d) The Registrar-General or Registrar of Titles may require such evidence of the identity of any land affected by a determination or notice lodged under this sub-section as he thinks fit.”’.

—(Mr Wilton)

Question—That the paragraph proposed to be inserted be so inserted—put.
Committee divided.

(Temporary Chairman—Mr Birrell)

AYES, 31

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

NOES, 39

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

And so it passed in the negative.

LEGISLATIVE ASSEMBLY OF VICTORIA

DIVISIONS IN COMMITTEE OF THE WHOLE

 No. 7

Tuesday, 8 December 1981

No. 1—DRUGS, POISONS AND CONTROLLED SUBSTANCES BILL—Clause 65.

(1) A person who uses or has in his possession a volatile solvent for the purpose of—

(a) inhalation by himself; or

(b) administering the solvent to himself or otherwise introducing the solvent into his body—

shall be guilty of an offence against this Part and shall be liable to a penalty of not more than \$500.

(2) A person who aids abets counsels or procures another person to use a volatile solvent for the purpose of—

(a) inhalation by that other person; or

(b) administration of the solvent by that other person to that other person or introduction by that other person of the solvent into his body—

shall be guilty of an offence against this Part and shall be liable to a penalty of not more than \$1000.

—(Mr Borthwick)

Question—That clause 65 stand part of the Bill—put.

Committee divided.

 (Chairman—Mr Evans, *Ballarat North*)

AYES, 46

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

NOES, 30

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

And so it was resolved in the affirmative.

No. 2—Clause 78.

(1) Every person who has in his possession or disposition without being authorized or licensed under this Act any drug of dependence shall be guilty of an

indictable offence and be liable to imprisonment for a term of not more than two years or to a penalty of not more than \$5000 or to both such imprisonment and penalty.

(2) This section shall not apply to the possession of any drug of dependence contained in or any preparation made up dispensed or compounded as a medicine by a medical practitioner or by a pharmacist veterinary surgeon or dentist according to the prescription of a medical practitioner veterinary surgeon or dentist issued for an individual and specific case, being a medicine in the possession of the person for whom it has been prescribed or in the possession of another person for use by the person for whom it has been prescribed.

—(Mr. Borthwick)

Question—That clause 78 stand part of the Bill—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 46

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

NOES, 31

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

And so it was resolved in the affirmative.

Wednesday, 9 December 1981

No. 3—MEDICAL PRACTITIONERS (AMENDMENT) BILL—Clause 9.

[*Sub-clauses (1) to (4) inclusive not printed.*]

(5) In section 18 of the Principal Act for sub-section (4) there shall be substituted the following sub-section:

‘(4) Where in the opinion of a legally qualified medical practitioner treating another legally qualified medical practitioner (which other medical practitioner is in this sub-section called “the patient”) the patient is suffering from a mental illness or abnormality that may render him incapable of carrying out all or any of the duties and responsibilities of a legally qualified medical practitioner and that is so severe as to require his admission to a hospital (whether public or private) for the treatment of persons who are physically or mentally ill, the legally qualified medical practitioner who is treating the

patient at the hospital shall as soon as practicable after the admission of the patient to the hospital give notice to the Board of the admission of the patient to the hospital and report to the Board upon the patient's mental condition.'

—(Mr Borthwick)

Amendment proposed—That the words “and report to the Board upon the patients mental condition” in sub-clause (5) be omitted.

—(Mr Whiting)

Question—That the words proposed to be omitted stand part of the clause—put. Committee divided.

(Temporary Chairman—Mr Skeggs)

AYES, 68

Mr Austin	Mr Edmunds	Mr McKellar	Mr Spyker
Mr Balfour	Mr Ernst	Mr Mackinnon	Mr Stirling
Mr Birrell	Mr Fogarty	Mr Maclellan	Mr Tanner
Mr Borthwick	Mr Fordham	Mr Mathews	Mr Templeton
Mr Brown	Mr Ginfifer	Mr Miller	Mr Thompson
Mr Burgin	Mr Hayes	Mrs Patrick	Mrs Toner
Mr Cain	Mr Hockley	Mr Ramsay	Dr Vaughan
Miss Callister	Mr Jolly	Mr Remington	Mr Walsh
Mr Cathie	Mr Jona	Mr Reynolds	Mr Weideman
Mrs Chambers	Mr Kennett	Mr Roper	Mr Wilkes
Dr Coghill	Mr King	Mr Rowe	Mr Williams
Mr Coleman	Mr Kirkwood	Mrs Sibree	Mr Wilton
Mr Collins	Mr Lacy	Mr Sidiropoulos	Mr Wood
Mr Crabb	Mr Lieberman	Mr Simmonds	
Mr Crellin	Mr McArthur	Mr Simpson	
Mr Culpin	Mr McCance	Mr Smith	
Mr Dixon	Mr McClure	(South Barwon)	<i>Tellers</i>
Mr Ebery	Mr McInnes	Mr Smith	Mr Cox
		(Warrnambool)	Mr Gavin

NOES, 7

Mr Evans	Mr Ross-Edwards	<i>Tellers</i>
(Gippsland East)	Mr Trewin	Mr Jasper
Mr Hann	Mr Whiting	Mr McGrath

And so it was resolved in the affirmative.

Thursday, 10 December 1981

No. 4—EMPLOYMENT AND TRAINING BILL—Clause 5.

(1) The Minister shall in consultation with other appropriate Ministers be responsible for the formulation of policies relating to employment and training in Victoria.

(2) The Minister shall be responsible for the submission of policies formulated under sub-section (1) to the Governor in Council.

(3) The Minister shall be responsible for the co-ordination of the implementation of those policies which are approved by the Governor in Council under sub-section (2).

—(Mr Dixon)

Amendment proposed—That the words “and training” in sub-clause (1) be omitted.

—(Mr Spyker)

Question—That the words proposed to be omitted stand part of the clause—put. Committee divided.

(Temporary Chairman—Mrs Patrick)

AYES, 45

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

NOES, 31

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

And so it was resolved in the affirmative.

Friday, 11 December 1981

No. 5—TATTERSALL CONSULTATIONS (AMENDMENT) BILL—Clause 2.

After section 10 (2) of the Principal Act there shall be inserted the following sub-section:

‘(3) Any person who knowingly sells to a person under the age of 18 years any ticket known as a “Tatts Instant Lottery” ticket shall be guilty of an offence and liable to a penalty of not more than \$2000.’

—(*Mr Thompson*)

Amendment proposed—That the expression “under the age of 18 years” be omitted.

—(*Mr Trezise*)

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

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 43

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

NOES, 32

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

And so it was resolved in the affirmative.

LEGISLATIVE ASSEMBLY OF VICTORIA
DIVISIONS IN COMMITTEE OF THE WHOLE

—
No. 8
 —

Tuesday, 15 December 1981

No. 1—MOTOR CAR (DRIVERS' LICENCES) BILL—Clause 2.

Section 22 of the Principal Act is hereby amended as follows:

[Paragraphs (a) to (k) inclusive not printed.]

(l) After sub-section (11) there shall be inserted the following sub-sections:

“(12) The Board may with the approval of the Minister enter into agreements or arrangements on such terms and conditions (if any) as are prescribed with any person or persons for acting as agents of the Board in the collection of fees payable in respect of licences under this Act and for or with respect to the making and keeping of records relating to the licensing of drivers under this Part.

(13) Any person who so desires may have a photograph of himself incorporated in a licence under this Part on payment of a further fee to be prescribed but not exceeding \$5.

(14) Any person employed or engaged in the performance of work carried out under any agreement or arrangement with the Board in connexion with the licensing of drivers for the purposes of this Act who—

(a) divulges, except to the Board or officers or employes of the Board or of his employer or except by direction of the Minister given either generally or in any particular case, the contents of any record prepared for the purposes of this Act;

(b) makes use of his knowledge of the contents of any such record except for the purposes of this Act; or

(c) reveals, either while such an officer or employé or at any other time, any information which comes to his knowledge in the course of his duty—

shall be guilty of an offence against this Act.

Penalty: \$5000.

(15) Any person who causes permits or suffers any person to commit an offence against this section shall be guilty of an offence against this Act.

Penalty: \$5000.”.

—(Mr Maclellan)

Amendment proposed—That proposed new sub-section (13) of section 22 of the Principal Act be omitted with the view of inserting in place thereof the following sub-section:

“(13) Each person—

(a) shall have a photograph of himself; and

(b) may have his blood grouping—

incorporated in a licence under this Part.”

—(Mr Crabb)

Question—That the sub-section proposed to be omitted stand part of the clause—
put.

Committee divided.

(Temporary Chairman—Mr Richardson)

AYES, 43

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

NOES, 28

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

And so it was resolved in the affirmative.

No. 2—WATER AND SEWERAGE AUTHORITIES (FINANCIAL) BILL—Clause 2.

The *Water Act* 1958 is amended as follows:

[*Paragraphs (a) and (b) not printed.*]

(c) For section 81 there shall be substituted the following section:

“81. (1) Where in order to ascertain the amount of any rate or charge which the Commission is authorized to make under this Act it is necessary to take into account the proportion of interest and redemption in respect of the cost of any works which is to be raised by such rate or charge, the proportion shall be a sum per annum equal to such percentage as is fixed from time to time by proclamation of the Governor in Council published in the *Government Gazette* of the cost of such works or such other sum as may be determined from time to time by proclamation of the Governor in Council published in the *Government Gazette*.

(2) For the purposes of apportioning such interest and redemption the sum per annum shall be reckoned as if it were repaid by half-yearly instalments on 31 December and 30 June and every such half-yearly instalment shall be applied for interest at such rate as may be fixed from time to time by proclamation of the Governor in Council published in the *Government Gazette*.

(3) For the purposes of this section the cost of any works shall be the amount for the time being charged as such to the district or division concerned in the books of accounts of the Commission.

(4) A proclamation by the Governor in Council pursuant to this section may fix a day from which the matters stated therein commence or are deemed to have commenced to operate, and that day may be a day before the day of the making of the proclamation.

(5) The percentage of the cost of any works and interest rate as may be fixed by proclamation of the Governor in Council under this section may vary in respect of different districts or divisions.”;

[Paragraphs (d) to (g) not printed.]

—(Mr Austin)

Amendment proposed—That after the word “percentage” in proposed new section 81 (1) there shall be inserted the words “being not more than fifty per centum of the long term bond rate”.

—(Mr Hann)

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

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 6

Mr Evans
(*Gippsland East*)

Mr Ross-Edwards
Mr Trewin

Mr Whiting

Tellers
Mr Hann
Mr Jasper

NOES, 66

Mr Austin
Mr Balfour
Mr Birrell
Mr Borthwick
Mr Brown
Mr Burgin
Mr Cain
Mr Cathie
Mrs Chambers
Dr Coghill
Mr Coleman
Mr Collins
Mr Cox
Mr Crabb
Mr Crellin
Mr Culpin
Mr Dixon
Mr Ebery

Mr Edmunds
Mr Ernst
Mr Fogarty
Mr Fordham
Mr Gavin
Mr Ginifer
Mr Hockley
Mr Jolly
Mr Jona
Mr Kennett
Mr King
Mr Kirkwood
Mr Lacy
Mr Lieberman
Mr McArthur
Mr McCance
Mr McClure
Mr McKellar

Mr Mackinnon
Mr Maclellan
Mr Mathews
Mr Miller
Mrs Patrick
Mr Remington
Mr Reynolds
Mr Richardson
Mr Rowe
Mrs Sibree
Mr Sidiropoulos
Mr Simmonds
Mr Simpson
Mr Skeggs
Mr Smith
(*South Barwon*)
Mr Smith
(*Warrnambool*)

Mr Spyker
Mr Stirling
Mr Templeton
Mr Thompson
Mr Trezise
Dr Vaughan
Mr Walsh
Mr Weideman
Mr Wilkes
Mr Williams
Mr Wilton
Mr Wood

Tellers
Miss Callister
Mr Tanner

And so it passed in the negative.

Wednesday, 16 December 1981

No. 3—FILM VICTORIA BILL—Clause 13.

(1) The functions of the Corporation shall be—

- (a) to encourage, promote and assist in the production, distribution, exhibition and broadcasting of films and sound recordings for the entertainment and information of the public;
- (b) to produce, distribute, exhibit and broadcast, or arrange for the production, distribution, exhibition and broadcasting of, films and sound recordings for educational purposes, and to produce or acquire books or other materials for use in connexion with films and sound recordings produced, distributed, exhibited or broadcast for educational purposes;
- (c) to arrange for the production of, and to distribute, exhibit and broadcast or arrange for the distribution, and broadcasting of, documentary films and sound recordings;

- (d) to conduct a library of films and sound recordings and periodicals, books and other materials relating to, or for use in connexion with, films and sound recordings;
- (e) to promote the appreciation of films and sound recordings; and
- (f) to conduct research for the purpose of improving the quality and effectiveness of films and sound recordings produced, distributed, exhibited or broadcast for educational purposes and books and other materials used in connexion with films and sound recordings produced, distributed, exhibited or broadcast for educational purposes.

(2) The Corporation shall carry out its functions in an efficient and economical manner and subject to the general direction and control of the Minister.

—(Mr Lacy)

Amendment proposed—That after the word “public” in sub-section (1) (a) there be inserted the words “and for educational purposes”.

—(Mr Cathie)

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

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 34

Mr Cain	Mr Fordham	Mr Remington	Mr Walsh
Mr Cathie	Mr Gavin	Mr Rowe	Mr Whiting
Dr Coghill	Mr Ginifer	Mr Sidiropoulos	Mr Wilton
Mr Crabb	Mr Hann	Mr Simmonds	
Mr Culpin	Mr Hockley	Mr Simpson	
Mr Edmunds	Mr Jolly	Mr Spyker	
Mr Ernst	Mr King	Mr Stirling	
Mr Evans	Mr McGrath	Mr Trewin	<i>Tellers</i>
(<i>Gippsland East</i>)	Mr Mathews	Mr Trezise	Miss Callister
Mr Fogarty	Mr Miller	Dr Vaughan	Mr Jasper

NOES, 37

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

And so it passed in the negative.

No. 4—Clause 15.

(1) A government department or public statutory authority which desires to produce or to have produced a film or sound recording shall give notice of that fact to the Corporation and may request the Corporation to arrange for its production.

(2) The Corporation shall consider every such notification and may refuse or refuse to approve the production of the film or sound recording.

(3) Where the Corporation is requested under sub-section (1) to arrange for the production of a film or sound recording, the Corporation shall consider the request and report to the Minister.

(4) The Corporation may, if the Minister approves but not otherwise, arrange for the production of the film or sound recording.

(5) A government department or public statutory authority shall not produce or arrange for the production of a film or sound recording without the approval of the Corporation.

—(Mr Lacy)

Amendment proposed—That sub-clause (2) be omitted.

—(Mr Cathie)

[The Chairman decided to have this amendment tested on the question—

That expression—

“(2) The Corporation shall consider every such notification and” stand part of the clause so as not to preclude a proposed amendment by another Honourable Member.]

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

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 37

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

NOES, 34

Mr Cain	Mr Fogarty	Mr Mathews	Mr Trewin
Mr Cathie	Mr Fordham	Mr Miller	Mr Trezise
Dr Coghill	Mr Gavin	Mr Remington	Dr Vaughan
Mr Crabb	Mr Ginifer	Mr Rowe	Mr Walsh
Mr Culpin	Mr Hann	Mr Sidiropoulos	Mr Whiting
Mr Edmunds	Mr Hockley	Mr Simmonds	Mr Wilton
Mr Ernst	Mr Jolly	Mr Simpson	<i>Tellers</i>
Mr Evans	Mr King	Mr Spyker	Miss Callister
(<i>Gippsland East</i>)	Mr McGrath	Mr Stirling	Mr Jasper

And so it was resolved in the affirmative.

No. 5—DRIED FRUITS (AMENDMENT) BILL—Clause 2.

(1) In section 5 of the Principal Act for sub-sections (3) and (4) there shall be substituted the following sub-sections:

“(3) The Board shall consist of three members appointed by the Governor in Council of whom—

(a) one shall be an officer of the Department of Agriculture, nominated by the Minister, who shall be appointed as chairman of the Board; and

(b) two shall be appointed on the recommendation of the Minister after the Minister has considered panels of not less than three and not more than five names of persons submitted by any organization or organizations considered by the Minister to represent growers of dried fruits and which has or have been invited by the Minister to submit panels of names.

(4) Subject to sub-section (5) a submission made pursuant to sub-section (3) shall be made in writing so as to reach the Minister on or before the date determined by him as the last date for that submission.

(5) The Minister may at the request of an organization extend the time in which that organization may make a submission.

(6) The failure of an organization to submit a panel of names of persons in accordance with this section shall not preclude the Minister from making any recommendation pursuant to sub-section (3).

(7) Of the three members first appointed after the commencement of section 2 of the *Dried Fruits (Amendment) Act 1981*—

(a) one shall be appointed for a term of one year;

(b) one shall be appointed for a term of two years; and

(c) one shall be appointed for a term of three years—

as the Governor in Council determines.

(8) Subject to sub-section (7) a person appointed as a member shall hold office for the period not exceeding three years for which he is appointed but shall upon the expiration of such period be eligible for re-appointment.

(9) In the case of any temporary absence or incapacity of a member the Minister may appoint a person to act as the deputy of such person during such temporary absence or incapacity without complying with sub-section (3) and such deputy may exercise the powers and perform the duties of such member accordingly.”.

[Sub-sections (2) to (5) not printed.]

—(Mr Austin)

Amendment proposed—That the proposed new sub-sections (3) (b) and (4) to (8) inclusive in section 5 of the Principal Act be omitted with the view of inserting in place thereof the following:

“(b) two shall be elected as hereinafter provided by growers producing dried fruits from fruit grown by them on land in Victoria who are enrolled under this Act.

(4) A person appointed as chairman shall hold office for the period not exceeding three years for which he is appointed but shall upon the expiration of such period be eligible for re-appointment.

(5) The persons elected as members pursuant to sub-section (3) (b) shall hold office for the period not exceeding three years for which they are elected.”

—(Mr Fogarty)

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

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 38

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

NOES, 36

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

And so it was resolved in the affirmative.

Thursday, 17 December 1981

No. 6—INDUSTRIAL SAFETY, HEALTH AND WELFARE BILL—New Clause A.

(1) Nothing in sections 11 to 14 inclusive shall be construed as conferring any right of action in respect of any failure to comply with any duty imposed by those sections.

(2) Nothing in sections 11 to 14 inclusive shall be construed as affecting the extent (if any) to which breach of any existing Act or regulations is actionable.

(3) Breach of a duty imposed by regulations made under section 33 (apart from section 33 (1) (i)) shall, so far as it causes damage, be actionable except in so far as the regulations otherwise provide.

(4) Any term of an agreement which purports to exclude or restrict the operation of sub-section (3) above, or any liability arising by virtue of that sub-section shall be void, except in so far as regulations under section 33 otherwise provide.

(5) In this section "damage" includes the death of, or injury to, any person (including any disease and any impairment of a person's physical or mental conditions).

—(*Mr Simmonds*)

Question—That new clause A be now read a second time—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 30

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

NOES, 43

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

And so it passed in the negative.

LEGISLATIVE ASSEMBLY OF VICTORIA
DIVISIONS IN COMMITTEE OF THE WHOLE

—
No. 9
 —

Tuesday, 22 December 1981

No. 1—LAND (FURTHER AMENDMENT) BILL—Clause 2.

After section 155 of the Principal Act there shall be inserted the following section:

“155A. (1) Where land is leased under an improvement purchase lease, there may, if the Minister thinks fit, be added to the purchase price of the land so leased an amount equal to the value of any improvements of a permanent nature thereon which were carried out by any person other than the lessee.

(2) The amount to be added to the purchase price pursuant to sub-section (1)—

(a) shall be determined by the Minister immediately before the lease is issued; and

(b) shall be payable in full at the time of the payment of the first annual rent under the lease.

(3) The whole or any part of an amount added to the purchase price of any land and paid by a lessee pursuant to this section may, if the Minister thinks fit, be paid to such person as appears to the Minister to be entitled thereto.”

—(Mr Wood)

Question—That clause 2 stand part of the Bill—put.

Committee divided.

(Temporary Chairman—Mr Evans, *Gippsland East*)

AYES, 38

Mr Austin	Mr Jona	Mr Reynolds	Mr Thompson
Mr Balfour	Mr Kennett	Mr Richardson	Mr Weideman
Mr Borthwick	Mr Lacy	Mr Ross-Edwards	Mr Whiting
Mr Brown	Mr Lieberman	Mrs Sibree	Mr Williams
Mrs Chambers	Mr McClure	Mr Skeggs	Mr Wood
Mr Coleman	Mr McGrath	Mr Smith	
Mr Collins	Mr McKellar	(<i>South Barwon</i>)	
Mr Cox	Mr Mackinnon	Mr Smith	
Mr Crellin	Mr Maclellan	(<i>Warrnambool</i>)	
Mr Dixon	Mrs Patrick	Mr Tanner	<i>Tellers</i>
Mr Ebery	Mr Ramsay	Mr Templeton	Mr McArthur
			Mr McCance

NOES, 30

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

And so it was resolved in the affirmative.

No. 2—MINES (AMENDMENT) BILL—Clause 1.

(1) This Act may be cited as the *Mines (Amendment) Act* 1981.

(2) In this Act the *Mines Act* 1958 is called the Principal Act.

(3) The several provisions of this Act shall come into operation on a day or the respective days to be fixed by proclamation or successive proclamations of the Governor in Council published in the *Government Gazette*.

—(Mr Lieberman)

Amendment proposed—That sub-clause (3) be omitted with the view of inserting in place thereof the following:

“(3) The provisions of this Act except the provisions contained in sections 27 and 89 shall come into operation on 1 January 1982.

(4) The provisions of sections 27 and 89 shall come into operation on a day to be fixed by proclamation of the Governor in Council published in the *Government Gazette*.”

—(Mr Edmunds)

Question—That the sub-clause proposed to be omitted stand part of the clause—put.

Committee divided.

(Chairman—Mr Evans, *Ballarat North*)

AYES, 36

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

NOES, 35

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

And so it was resolved in the affirmative.

No. 3—POST-SECONDARY EDUCATION (AMENDMENT) BILL—Clause 2.

After Division 3 of Part II. of the Principal Act there is inserted the following Division:

“DIVISION 3A.—PAYMENTS BY STUDENTS AT POST-SECONDARY EDUCATION INSTITUTIONS

38A. (1) Where the governing body of a post-secondary education institution makes money paid to the institution by a student or a prospective student at the institution by way of a compulsory fee available to an organization of students at the institution, it shall be unlawful for the organization or its governing body to expend that money or any part of it for any purpose other than—

- (a) an academic purpose;
- (b) the provision of amenities for, or services of direct benefit to, the institution or students at the institution; or

(c) the making, on behalf of students at the institution, of representations in relation to matters directly affecting the interests of students at the institution.

(2) Without limiting the generality of sub-section (1), where the governing body of a post-secondary education institution makes money paid to the institution by a student of the institution by way of a compulsory fee available to an organization of students at the institution, it shall be unlawful for the organization to expend the money or any part of it by making a payment to a prescribed person or body.

(3) The Governor in Council may by Order published in the *Government Gazette* declare any person or body who or which carries on activities a substantial proportion of which are in the opinion of the Minister political in nature to be a prescribed person or body.

(4) An Order under sub-section (3) shall cease to have effect unless it is laid before each House of Parliament within five sitting days of its publication in the *Government Gazette*, or if either House resolves to disallow it within fourteen sitting days of its being laid before that House.

(5) The Governor in Council may by Order published in the *Government Gazette* vary or revoke any previous Order under sub-section (3).

[Proposed new sections 38B to 38D not printed.]

—(Mr Lacy)

Amendment proposed—That sub-sections (2) to (5) inclusive of proposed new section 38A of the Principal Act be omitted.

—(Mr Fordham)

Question—That the sub-sections proposed to be omitted stand part of the clause.

(Temporary Chairman—Mr Skeggs)

AYES, 37

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

NOES, 30

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

And so it was resolved in the affirmative.

PARLIAMENT OF VICTORIA

MINUTES OF THE PROCEEDINGS

OF THE

JOINT SITTING

OF THE HOUSES OF PARLIAMENT OF THE
STATE OF VICTORIA

To choose

(1) Three Members to be recommended for appointment to the
Council of the Deakin University

and

(2) One Member to be recommended for appointment to the
Council of the Monash University

22 September 1981

*Held in accordance with the provisions of section 7 of the
Deakin University Act 1974 (No. 8610) and section 7 of the Monash
University Act 1958 (No. 6184)*

MELBOURNE
F. D. ATKINSON, GOVERNMENT PRINTER
1981

MINUTES OF THE PROCEEDINGS

of the

JOINT SITTING

held in the

LEGISLATIVE ASSEMBLY CHAMBER

Tuesday, 22 September 1981

The Members of the Legislative Council and the Members of the Legislative Assembly having, pursuant to resolutions of the two Houses, assembled in the Legislative Assembly Chamber—

1 ELECTION OF PRESIDENT—The Premier, the Honourable L. H. S. Thompson, C.M.G., M.P., moved—That the Honourable F. S. Grimwade, M.L.C., President of the Legislative Council, be appointed President of this Joint Sitting; which motion, being seconded by the Deputy Leader of the Opposition, R. C. Fordham, Esquire, M.P., was resolved in the affirmative.

The Honourable F. S. Grimwade, having expressed his acknowledgment for the honour conferred upon him by the Joint Sitting, then took the chair.

2 RULES OF PROCEDURE—The President announced that section 7 of *Deakin University Act 1974* and section 7 of *Monash University Act 1958* provided that the Joint Sitting shall be conducted in accordance with rules adopted for the purpose by Members at the Sitting. Accordingly, the Honourable L. H. S. Thompson, C.M.G., M.P., submitted the following rules of procedure for the consideration of Honourable Members, and moved that they be adopted as the rules of procedure of this Joint Sitting:

- 1 On any debate arising the same shall be conducted according to Parliamentary usage.
- 2 A Member, addressing himself to the President, shall propose Members/a Member to be recommended for appointment to the.....
(as the case may be) and any such proposal shall be duly seconded. When any Member is so proposed, his proposer shall state that such Member is willing to be so recommended for appointment, if chosen.
- 3 If no more than the required number of Members are proposed and seconded for the various vacancies, the President shall declare such Member(s) as having been chosen to be recommended for appointment thereto.
- 4 If more than the required number of Members is proposed and seconded in respect of the vacancies, the Member(s) to be recommended for appointment shall be chosen by ballot in the following manner.

5 In the ballot for the vacancies on each governing body, the President shall announce the names of the Members proposed and shall cause each Member present to be provided with a ballot paper initialled by the Clerks of the two Houses. The Member shall write on such ballot paper the name(s) of the Member(s) he wishes to be recommended for appointment; and if any ballot paper contains more than the appropriate number of names, it shall be rejected. Having marked his ballot paper as provided, the Member voting shall place it in a ballot box provided for the purpose.

6 The President shall appoint three Members to be scrutineers, who, with the Clerks shall ascertain the number of votes for each Member. The Member who shall be reported to have the greatest number of votes shall, in the case of a single vacancy, be deemed to be duly chosen to be recommended for appointment. In the case of a multiple vacancy, the appropriate number of Members who shall be reported to have the greatest number of votes shall be deemed to be duly chosen to be recommended for appointment. In case of doubt arising through two or more Members having an equality of votes, the scrutineers, by drawing lots, shall determine which of such Members shall be duly chosen to be recommended for appointment.

7 No informal vote shall be taken into account.

8 The President shall be entitled to a vote.

9 As soon as a ballot has been concluded the President shall declare:

“That.....have/has been
chosen to be recommended for appointment to.....
.....(as the case may be).”

10 The President shall advise the Minister of Education of the Members chosen to be recommended for appointment to the respective governing bodies.

11 The records of the proceedings and the ballot papers shall be retained by the Clerk of the Parliaments of the State of Victoria, who shall be the custodian thereof, and shall keep the ballot papers safely for one year and thereafter destroy them.

R. C. Fordham, Esquire, M.P., seconded the motion.

Question—put and resolved in the affirmative.

3 MEMBERS PROPOSED AND CHOSEN TO BE RECOMMENDED FOR APPOINTMENT TO THE COUNCIL OF THE DEAKIN UNIVERSITY—The President announced that, the rules having been adopted, he was now prepared to receive proposals from Honourable Members with regard to three Members to be recommended for appointment to the Council of the Deakin University.

The Honourable L. H. S. Thompson, C.M.G., M.P., proposed the Honourable David Mylor Evans, M.L.C., Aurel Vernon Smith, Esquire, M.P., and Neil Benjamin Trezise, Esquire, M.P., for recommendation for appointment to the Council, and stated that they were willing to be recommended, if chosen, which proposal was seconded by R. C. Fordham, Esquire, M.P.

The President, having asked if there were any further proposals and there being no further proposals thereupon declared that the Honourable David Mylor Evans, M.L.C., Aurel Vernon Smith, Esquire, M.P., and Neil Benjamin Trezise, Esquire, M.P., had been chosen to be recommended for appointment to the Council of the Deakin University.

4 MEMBER PROPOSED AND CHOSEN TO BE RECOMMENDED FOR APPOINTMENT TO THE COUNCIL OF THE MONASH UNIVERSITY—The President announced that he was now prepared to receive proposals from Honourable Members with regard to a Member to be recommended for appointment to the Council of the Monash University.

The Honourable L. H. S. Thompson, C.M.G., M.P., proposed Thomas Campion Trewin, Esquire, M.P., for recommendation for appointment to the Council, and stated that he was willing to be recommended, if chosen, which proposal was seconded by R. C. Fordham, Esquire, M.P.

The President, having asked if there were any further proposals and there being no further proposals thereupon declared that Thomas Campion Trewin, Esquire, M.P., had been chosen to be recommended for appointment to the Council of the Monash University.

5 The President declared the Joint Sitting closed.

A. R. B. McDONNELL

Clerk of the Legislative Council

J. H. CAMPBELL

Clerk of the Legislative Assembly

