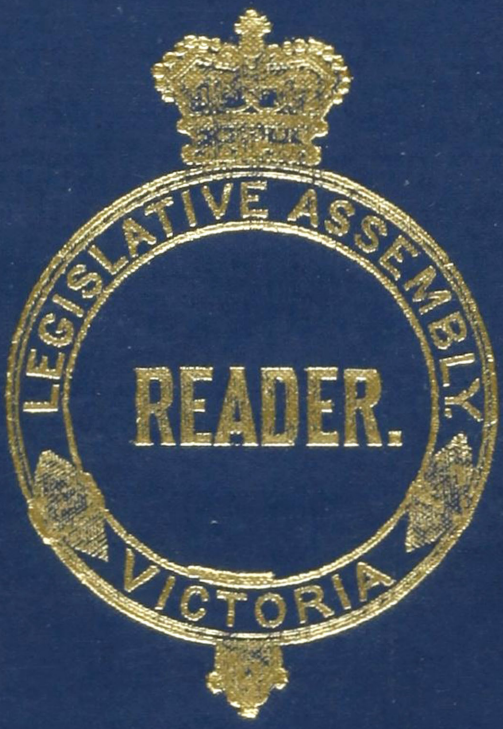


VIC. VOTES & PROCEEDINGS OF THE LEG. ASSEMBLY SESSION 1992-94 VOL. 1 INDEX



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VOL 2

VICTORIA

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY

SESSION 1992-94

VOLUME 2

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Volumes 3 to 22 contain Papers presented to the Parliament which were ordered to be printed.

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS
Nos. 1, 2, 3 and 4

No. 1 - Tuesday, 27 October 1992

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

- 1 On which day, being the first day of the meeting of this Parliament, for the despatch of business, pursuant to Proclamation (hereinafter set forth), John Gregory Little, Esquire, Clerk of the Legislative Assembly, Philip John Mithen, Esquire, Deputy Clerk and Raymond William Purdey, Esquire, Assistant Clerk, attending in the House, the said Proclamation was read at the Table by the Clerk:

FIXING THE TIME FOR HOLDING THE FIRST SESSION OF THE FIFTY-
SECOND PARLIAMENT OF VICTORIA

PROCLAMATION

I, Richard E. McGarvie, Governor of Victoria, acting under section 20 of the *Constitution Act 1975*, fix Tuesday 27 October 1992 as the time for the commencement and holding of the First Session of the Fifty-second Parliament of Victoria for the despatch of business, at eleven o'clock in the morning, at the Parliament Houses, Melbourne. The Honourable the Members of the Legislative Council and the Members of the Legislative Assembly are required to attend at that time and place.

Given under my hand and the seal of Victoria on 20 October 1992

(L.S.)

R. E. MCGARVIE
Governor

By His Excellency's Command

J. G. KENNETT
Premier

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

MEMBERS OF THE LEGISLATIVE ASSEMBLY:

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

Accordingly, the Members of the Legislative Assembly went to the Legislative Council Chamber, where the Honourable Mr Justice John Harber Phillips said—

HONOURABLE MEMBERS OF THE LEGISLATIVE COUNCIL:

MEMBERS OF THE LEGISLATIVE ASSEMBLY:

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

Then the said Letters Patent were read as follows:

BY HIS EXCELLENCY THE HONOURABLE RICHARD E. McGARVIE
GOVERNOR OF VICTORIA

TO THE HONOURABLE MR. JUSTICE JOHN HARBER PHILLIPS, CHIEF JUSTICE OF VICTORIA AND THE HONOURABLE MR. JUSTICE WILLIAM CHARLES CROCKETT, A.O.

Greeting:

Acting under all available powers and with the consent of the Premier, I appoint you my Deputies on my behalf to begin the first session of the Fifty-second Parliament at 11.00 in the morning on Tuesday the twenty-seventh day of October 1992 and to do all things that it is necessary or usual for me to do on the beginning of a new Parliament.

Given under my hand and the seal of Victoria on 26 October 1992

(L.S.)

R. E. MCGARVIE
Governor

By His Excellency's Command,

J.G. KENNETT
Premier

Entered on record by me, in the Register of Patents Book No. 40 Page 112 this 26th day of October 1992.

K.E. BAXTER
Secretary,
Department of the Premier and Cabinet

And then the Commissioner said—

HONOURABLE MEMBERS OF THE LEGISLATIVE COUNCIL:

MEMBERS OF THE LEGISLATIVE ASSEMBLY:

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

And the members of the Assembly being returned —

- 3 COMMISSION TO ADMINISTER OATH TO MEMBERS - The Honourable Mr. Justice Crockett, A.O., having entered the House and been conducted by the Serjeant-at-Arms to the Chair, handed to the Clerk at the Table a Commission, which was read as follows:

BY HIS EXCELLENCY THE HONOURABLE RICHARD E. McGARVIE
GOVERNOR OF VICTORIA
TO THE HONOURABLE MR. JUSTICE WILLIAM CHARLES CROCKETT, A.O.

Greeting:

Acting under section 23 of the *Constitution Act* 1975 I authorise you, in the Parliament Houses Melbourne on Tuesday the twenty-seventh day of October 1992, to administer the prescribed Oath or Affirmation of allegiance to Members of the Legislative Assembly.

Given under my hand and the seal of Victoria on 26 October 1992

(L.S.)

R. E. McGARVIE
Governor

By His Excellency's Command,

J. G. KENNETT
Premier

Entered on record by me, in the Register of Patents Book No. 40 Page 108 this 26th day of October 1992.

K.E. BAXTER
Secretary,
Department of the Premier and Cabinet

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

Albert Park	Johnstone William Thwaites
Altona	Carole Frances Marple
Ballarat East	Barry Edward Traynor
Ballarat West	Geoffrey Paul Jenkins
Bayswater	Gordon Wetzel Ashley
Bellarine	Garry Howard Spry
Benalla	Patrick John McNamara
Benambra	Antony Fulton Plowman
Bendigo East	Michael John
Bendigo West	Maxwell John Turner
Bennettswood	Geoffrey Charles Coleman
Bentleigh	Inga Peulich
Berwick	Robert Logan Dean
Box Hill	Robert William Clark
Brighton	Alan Robert Stockdale
Broadmeadows	James Harley Kennan
Bulleen	David John Perrin
Bundoora	Sherryl Garbutt
Burwood	Jeffrey Gibb Kennett
Carrum	Malcolm John Sandon
Caulfield	Edgar Miles Ponsonby Tanner
Clayton	Gerard Vaughan
Coburg	Thomas William Roper
Cranbourne	Gary James Rowe
Dandenong	John Pandazopoulos
Dandenong North	Janet Tindale Calder Wilson

Doncaster	Victor John Perton
Dromana	Anthony Jonathan Hyams
Eltham	Wayne Phillips
Essendon	George Ian Davis
Evelyn	Sidney James Plowman
Footscray	Bruce Allan Mildenhall
Forest Hill	John Ingles Richardson
Frankston	George Graeme Weideman
Frankston East	Frederick Peter McLellan
Geelong	Ann Mary Henderson
Geelong North	Peter James Loney
Gippsland East	David Lewis Treasure
Gippsland South	Peter Julian Ryan
Gippsland West	Alan John Brown
Gisborne	Thomas Carter Reynolds
Glen Waverley	Ernest Ross Smith
Hawthorn	Phillip Archibald Gude
Ivanhoe	Vincent Patrick Heffernan
Keilor	George Seitz
Kew	Jan Louise Murray Wade
Knox	Hurtle Reginald Lupton
Malvern	Robert Keith Bennett Doyle
Melbourne	Neil Donald Cole
Melton	David James Cunningham
Mildura	Craig Stephen Bildstien
Mill Park	Alex Andrianopoulos
Mitcham	Roger Pescott
Monbulk	Stephen James McArthur
Mooroolbark	Lorraine Clare Elliott
Mordialloc	Geoffrey Graeme Leigh
Mornington	Robert Fitzgerald Cooper
Morwell	Keith Graeme Hamilton
Murray Valley	Kenneth Stephen Jasper
Narracan	John Edward Delzoppo
Niddrie	Robert Charles Grant Sercombe
Northcote	Anthony John Sheehan
Oakleigh	Denise McGill
Pakenham	Robert Roy Cameron Maclellan
Pascoe Vale	Kelvin John Thomson
Polwarth	Ian Winton Smith
Portland	Denis Vincent Napthine
Prahran	Donald Keith Hayward
Preston	Michael Andrew Leighton
Richmond	Demetri Dollis
Ripon	Stephen Noel Elder
Rodney	Noel John Maughan
Sandringham	Murray Hamilton R. Thompson
Seymour	Marie Therese Tehan
Shepparton	Donald Kilgour
South Barwon	Alister Irvine Paterson
Springvale	Edward Joseph Micallef
Sunshine	Ian Malcolm John Baker
Swan Hill	Barry Edward Hector Steggall
Thomastown	Peter Batchelor
Tullamarine	Bernard Thomas Christopher Finn

Wantirna	Kimberley Arthur Wells
Warrandyte	Phillip Neville Honeywood
Warrnambool	John Francis McGrath
Werribee	Kenneth Alastair Coghill
Williamstown	Joan Elizabeth Kirner
Wimmera	William Desmond McGrath
Yan Yean	Andre Haermeyer

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

The Commissioner then retired from the House.

- 6 **ELECTION OF SPEAKER**—Mr Kennett, addressing himself to the Clerk, proposed to the House for their Speaker, John Edward Delzoppo, and moved, That John Edward Delzoppo do take the Chair of this House as Speaker, which motion was seconded by Mr Gude.

Mr. Delzoppo accepted nomination.

And no other Member being proposed, the Clerk thereupon declared that John Edward Delzoppo had been duly elected as Speaker.

Mr Delzoppo was then taken out of his place by Mr Kennett and Mr Gude and conducted to the Chair, where, standing upon the upper step, he returned his acknowledgment to the House for the great honour it had been pleased to confer upon him by choosing him to be its Speaker, and thereupon he sat down in the Chair; and then the Mace (which before lay under the Table) was laid upon the Table.

Then Mr Kennett, Ms Kirner, Mr McNamara, Dr Coghill, Mr Gude and Mr Richardson congratulated Mr Speaker.

- 7 **PRESENTATION OF THE SPEAKER**—Mr Kennett stated that he had already ascertained that His Excellency the Governor would be pleased to receive the Speaker in the Library, Parliament House, that day, at ten minutes past Two o'clock.
- 8 **MR SPEAKER** left the Chair at fifty-seven minutes past Eleven o'clock and resumed it at thirty-two minutes past Two o'clock and read the Prayer.
- 9 **PRESENTATION OF THE SPEAKER**—Mr Speaker reported that he had, that day, proceeded to the Library, Parliament House, and that he had presented himself to His Excellency the Governor as the choice of the Legislative Assembly, and that His Excellency had been pleased to address him in the following terms:

Mr Speaker,

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

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

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

R.E. McGARVIE
Governor of Victoria

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

Mr Speaker:

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

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

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

BY HIS EXCELLENCY THE HONOURABLE R. E. McGARVIE

GOVERNOR OF VICTORIA —

TO THE HONOURABLE JOHN EDWARD DELZOPPO, SPEAKER OF THE LEGISLATIVE ASSEMBLY OF VICTORIA.

Greeting:

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

Given under my hand and the Seal of Victoria on 26 October 1992

(L. S.)

R. E. McGARVIE
Governor

By His Excellency's Command,

J. G. KENNETT
Premier

Entered on record by me, in the Register of Patents Book No. 40 Page 111 this 26th day of October 1992.

K.E. BAXTER
Secretary,
Department of the Premier and Cabinet

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

- 13 **PAPERS** -

Mr Speaker presented:

Accident Compensation Act 1985 -

Accident Compensation Commission - Report for the year 1991-92

WorkCare Appeals Board - Report for the year 1991-92

Medical Panels - Report for the year 1991-92

Victorian Accident Rehabilitation Council - Report for the year 1991-92

Actuarial Report on WorkCare as at 30 June 1992

Self Insurers - Report for the year 1991-92

Severally ordered to lie on the Table.

Mr Speaker presented:

Audit Act 1958 - Report on the Performance Audit of the Auditor-General

Ordered to lie on the Table and be printed.

Mr Speaker presented:

BLF (De-recognition) Act 1985 - Twentieth Report of the Custodian

Ordered to lie on the Table and be printed.

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

Adult Parole Board - Report for the year 1991-92

Agricultural Industry Development Act 1990 - Victorian Strawberry Industry Development Order

Ballarat University College - Report for the year 1991

Coal Corporation of Victoria - Report for the year 1991-92

Docklands Authority - Report for the period ended 30 June 1992

Education Act 1958 - Teachers Registration Board Regulations 1992

Egg Industry Licensing Committee - Report for the year 1991-92

Gaming Machine Control Act 1991 -

Victorian Gaming Commission Rules 1991

Victorian Gaming Commission (Amendment) Rules 1991

Victorian Gaming Commission (Amendment) Rules 1992

Gas and Fuel Corporation of Victoria - Report for the year 1991-92

Hawthorn Institute of Education - Report for the year 1991

Land Protection Council - Report for the year 1991-92

Members of Parliament (Register of Interests) Act 1978 - Summary of Returns - June 1992 - Ordered to be printed

Murray-Darling Basin Commission - Report for the year 1990-91

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

All Planning Schemes in Victoria - Nos. S9, S21, S22

Alberton Planning Scheme - Nos. L20, L21

Altona Planning Scheme - Nos. L22, RL150

Bacchus Marsh Planning Scheme - Nos. L25 Part 2, L29 Part 2

Bairnsdale (City) Planning Scheme - No. L28

Bairnsdale (Shire) Planning Scheme - No. L30

Ballarat Shire Planning Scheme - Nos. L28, L30

Bass Planning Scheme - Nos. L19, L25, L26

Benalla City Planning Scheme - Nos. L17 Part 2, L18, L20, L24

Benalla Shire Planning Scheme - No. L6

Berwick Planning Scheme - Nos. L35, L46 Part 2

Broadmeadows Planning Scheme - Nos. L32, L34

Brunswick Planning Scheme - No. L20

Bulla Planning Scheme - Nos. L43, L46 Part 2, L53, L58, L64, L68

Bungaree Planning Scheme - Nos. L14, L18

Buninyong Planning Scheme - No. L31

Caulfield Planning Scheme - No. L18

Charlton Planning Scheme - No. L2

Chelsea Planning Scheme - No. L6
 Chiltern Planning Scheme - No. L14, L19
 Colac (Shire) Planning Scheme - No. L5
 Cranbourne Planning Scheme - No. L64
 Croydon Planning Scheme - Nos. L44, L52
 Dandenong Planning Scheme - Nos. L15, L17 Part 1
 Daylesford and Glenlyon Planning Scheme - No. L7
 Deakin Planning Scheme - No. L21
 Diamond Valley Planning Scheme - Nos. L17, L26, L31
 Doncaster and Templestowe Planning Scheme - Nos. L5 Part 2, L9
 Eaglehawk Planning Scheme - Nos. L10, L13
 Echuca Planning Scheme - No. L15
 Essendon Planning Scheme - Nos. L25, L38
 Euroa Planning Scheme - Nos. L14, L19, L20
 Fitzroy Planning Scheme - No. L10
 Flinders Planning Scheme - Nos. L78, L80
 French Island Planning Scheme - No. L5
 Geelong Regional Planning Scheme - Nos. L92, L106, L110, R82 Part 2, R87
 Part 1, R87 Part 2, R95, R103 Part 1, R111, RL52, RL84 Part 2, RL101
 Gisborne Planning Scheme - No. L17
 Grenville Planning Scheme - No. L3
 Heidelberg Planning Scheme - Nos. L24, L30
 Heytesbury Planning Scheme - No. L12
 Heywood Planning Scheme - No. L9
 Horsham Planning Scheme - Nos. L37, L38
 Huntly Planning Scheme - No. L22
 Keilor Planning Scheme - Nos. L48, L53
 Kerang Planning Scheme - No. L5
 Kilmore Planning Scheme - Nos. L36, L63
 Knox Planning Scheme - Nos. L43, L46, L48
 Korumburra Planning Scheme - Nos. L33, L35
 Kowree Planning Scheme - No. L2
 Lillydale Planning Scheme - No. L89 Part 2
 Maryborough Planning Scheme - Nos. L16, L17
 McIvor Planning Scheme - No. L14
 Melbourne Planning Scheme - Nos. L80, L84, L90, L95, L97, L102
 Melton Planning Scheme - No. L22
 Mildura Shire Planning Scheme - Nos. L16 Part 2, L27, L29, L31
 Moe Planning Scheme - No. L22
 Moorabbin Planning Scheme - No. L25
 Mordialloc Planning Scheme - No. L5
 Mornington Planning Scheme - No. L37
 Numurkah Planning Scheme - No. L3 Part 1
 Otway Planning Scheme - No. L18
 Oxley Planning Scheme - No. L5
 Pakenham Planning Scheme - Nos. L45, L46
 Phillip Island Planning Scheme - No. L32
 Port Fairy Planning Scheme - No. L9
 Portland City Planning Scheme - No. L27
 Preston Planning Scheme - No. L36
 Ringwood Planning Scheme - No. L22
 Rochester Planning Scheme - No. L5
 Rodney Planning Scheme - Nos. L33, L39, L43, L51, L52
 Rosedale Planning Scheme - No. L33
 Seymour Planning Scheme - No. L27

Shepparton (City) Planning Scheme - No. L44
Shepparton (Shire) Planning Scheme - Nos. L21, L51, L52
Sherbrooke Planning Scheme - Nos. L49, L54, L57, L58, L67
South Melbourne Planning Scheme - No. L54
Springvale Planning Scheme - No. L17
Stawell (City) Planning Scheme - No. L21
St Kilda Planning Scheme - No. L6
Strathfieldsaye Planning Scheme - No. L2A Parts 1a and 2 (two papers)
Tambo Shire Planning Scheme - No. L49
Traralgon (City) Planning Scheme - No. L40
Tullaroop Planning Scheme - No. L5
Warrnambool City Planning Scheme - Nos. L29, L33
Werribee Planning Scheme - Nos. L39, L43, L45, L46
Whittlesea Planning Scheme - Nos. L49, L53, L57, L62, L68
Williamstown Planning Scheme - Nos. L10, RL150
Wimmera Planning Scheme - No. L8
Wodonga Planning Scheme - Nos. L37, L42
Woorayl Planning Scheme - Nos. L35, L41
Yackandandah Planning Scheme - Nos. L9, L11
Yea Planning Scheme - No. L3

Plumbers, Gasfitters and Drainers Registration Board - Report for the year 1991-92

Prince Henry's Institute of Medical Research - Report for the year 1991

Renewable Energy Authority Victoria - Report for the year 1991-92

Statutory Rules under the following Acts:

Business Franchise (Tobacco) Act 1974 - S.R. No. 271

Business Names Act 1962 - S.R. No. 226

Chiroprodists Act 1968 - S.R. Nos. 241, 242

Companies Act 1961 - S.R. No. 231

Consumer Affairs Act 1972 - S.R. No. 240

Dairy Industry Act 1984 - S.R. No. 277

Discharged Servicemen's Preference Act 1943 - S.R. No. 124 (*In lieu of Statutory Rule tabled on 11 August 1992*)

Drugs, Poisons and Controlled Substances Act 1981 - S.R. Nos. 230, 235, 243, 263, 264

Education Act 1958 - S.R. No. 270

Environment Protection Act 1970 - S.R. Nos. 239, 268

Extractive Industries Act 1966 - S.R. No. 253

Finances Brokers Act 1969 - S.R. No. 273

Fisheries Act 1968 - S.R. No. 151 (*In lieu of Statutory Rule tabled on 11 August 1992*)

Health Act 1958 - S.R. Nos. 233, 252

Health Services Act 1988 - S.R. Nos. 234, 251, 266, 269

Historic Buildings Act 1981 - S.R. Nos. 236, 248

Industrial Relations Act 1979 - S.R. No. 281, together with copies of the following documents as required by Section 32 of the Interpretation of Legislation Act 1984 to accompany the Statutory Rule:

- Industrial Relations Act 1988 of the Commonwealth (reprinted as at 30 April 1992)
- Industrial Relations Legislation Amendment Act 1992 of the Commonwealth
- Remuneration and Allowances Legislation Amendment Act 1992 of the Commonwealth
- Local Government Act 1989 - S.R. Nos. 274, 275, 276
- Lotteries Gaming and Betting Act 1966 - S.R. No. 229
- Melbourne and Metropolitan Board of Works Act 1958 - S.R. No. 249
- Mental Health Act 1986 - S.R. No. 265
- Metropolitan Fire Brigades Act 1958 - S.R. No. 246
- Mineral Resources Development Act 1990 - S.R. Nos. 254, 255, 256
- Museums Act 1983 - S.R. No. 237
- Partnership Act 1958 - S.R. No. 238
- Pharmacists Act 1974 - S.R. No. 244
- Physiotherapists Act 1978 - S.R. No. 245
- Pipelines Act 1967 - S.R. No. 285
- Planning and Environment Act 1987 - S.R. No. 284
- Pollution of Waters by Oil and Noxious Substances Act 1986 - S.R. No. 257
- Public Authorities (Equal Employment Opportunity) Act 1990 - S.R. No. 279
- Public Service Act 1974 - S.R. Nos. 267, 283, Public Service Determinations Nos. 21, 22, 23, 24, 25, 26, 27
- Registration of Births Deaths and Marriages Act 1959 - S.R. No. 232
- Road Safety Act 1986 - S.R. No. 282
- State Electricity Commission Act 1958 - S.R. No. 259, together with copies of the following documents as required by Section 32 of the Interpretation of Legislation Act 1984 to accompany the Statutory Rule:
- Australian Standards:*
- AS 3000 - 1991 - SAA Wiring Rules (as amended)
- AS 1882 - 1976 - Earth and Bonding Clamps
- AS 1930 - 1976 - Circuit-Breakers for Distribution Circuits
- AS 3858 - 1990 - Low Voltage Switchgear and Controlgear - Circuit-Breakers
- AS 3766 - 1990 - Mechanical fittings for Low Voltage Aerial Bundled Cables
- AS 3191 - 1991 - Approval and Test Specification - Electric Flexible Cords (as amended)
- AS 3190 - 1990 - Approval and Test Specification - Residual Current Devices (Current - Operated Earth - Leakage Devices)
- AS 3155 - 1986 - Approval and Test Specification - Neutral Screened Cables for Working Voltages of 0.6/1 kV
- AS 3147 - 1988 - Approval and Test Specification - Electric Cables - Thermoplastic Insulated for Working Voltages up to and including 0.6/1 kV (as amended)
- AS 3143 - 1982 - Approval and Test Specification for Transformers for Cold-Cathode Electric Discharge Lamps and Lighting Systems
- AS 3135 - 1980 - Approval and Test Specification for Semi-Enclosed Fuses for A.C. Circuits (as amended)

- AS 3133 - 1989 - Approval and Test Specification - Air Break Switches (as amended)
- AS 3132 - 1991 - Approval and Test Specification - Enclosures of Insulating Material for Switchgear and Controlgear
- AS 3129 - 1989 - Approval and Test Specification - Electric-Fence Energizers (as amended)
- AS 3116 - 1990 - Approval and Test Specification - Electric Cables - Elastomer Insulated - for Working Low Voltages up to and including 0.6/1 kV
- AS 3112 - 1990 - Approval and Test Specification - Plugs and Socket-Outlets
- AS 3111 - 1983 - Approval and Test Specification for Miniature Overcurrent Circuit-Breakers (as amended)
- AS 3108 - 1990 - Approval and Test Specification - Particular Requirements for Isolating Transformers and Safety Isolating Transformers (as amended)
- AS 3100 - 1990 - Approval and Test Specification - General Requirements for Electrical Equipment (as amended)
- AS 3013 - 1990 - Electrical Installations - Wiring Systems for Specific Applications
- AS 3011.2 - 1992 - Electrical Installations - Secondary Batteries Installed in Buildings - Part 2: Sealed Cells
- AS 3010.1 - 1987 - Electrical Installations - Supply by Generating Set - Part 1: Internal Combustion Engine Driven Set (as amended)
- AS 3008.1 - 1989 - Electrical Installations - Selection of Cables - Part 1: Cables for Alternating Voltages up to and including 0.6/1 kV
- AS 2692 - 1986 - Busbar Trunking Systems (Busways)
- AS 2646.1 - 1984 - Sampling of Solid Mineral Fuels - Part 1: Guide to the Use of Parts 2 to 8
- AS 2430.1 - 1987 - Classification of Hazardous Areas - Part 1: Explosive Gas Atmospheres
- AS 2430.2 - 1986 - Classification of Hazardous Areas - Part 2: Combustible Dusts
- AS 2430.3 - 1991 - Classification of Hazardous Areas - Part 3: Specific Occupancies
- AS 2420 - 1987 - Fire Test Methods for Solid Insulating Materials and Non-metallic Enclosures used in Electrical Equipment (as amended)
- AS 2381.1 - 1991 - Electrical Equipment for Explosive Atmospheres - Selection, Installation and Maintenance - Part 1: General Requirements (as amended)
- AS 2381.7 - 1989 - Electrical equipment for Explosive Atmospheres - Selection, Installation and Maintenance - Part 7: Intrinsic Safety i
- AS 2381.10 - 1989 - Electrical Equipment for Explosive Atmospheres - Selection, Installation and Maintenance - Part 10: Equipment in Combustible Dust (Class II) Areas (as amended)
- AS 2380.1 - 1989 - Electrical Equipment for Explosive Atmospheres - Explosion-Protection Techniques - Part 1: General Requirements
- AS 2380.2 - 1991 - Electrical Equipment for Explosive Atmospheres - Explosion-Protection Techniques - Part 2: Flameproof Enclosure d (as amended)
- AS 2380.6 - 1988 - Electrical Equipment for Explosive Atmospheres - Explosion-Protection Techniques - Part 6: Increased Safety
- AS 2380.7 - 1987 - Electrical Equipment for Explosive Atmospheres - Explosion-Protection Techniques Part 7: Intrinsic Safety i
- AS 2380.9 - 1991 - Electrical Equipment for Explosive Atmospheres - Explosion-Protection Techniques Part 9: Type of Protection n - Non-sparking

- AS 2220.1 - 1989 - Emergency Warning and Intercommunication Systems in Buildings - Part 1: Equipment Design and Manufacture (as amended)
- AS 2220.2 - 1989 - Emergency Warning and Intercommunication Systems in Buildings - Part 2: System Design, Installation and Commissioning (as amended)
- AS 2184 - 1985 - Low Voltage Switchgear and Controlgear - Moulded-Case Circuit Breakers for Rated Voltages up to and including 600 V a.c. and 250 V d.c.
- AS 2067 - 1984 - Switchgear Assemblies and Ancillary Equipment for Alternating Voltages above 1 kV
- AS 2053 - 1984 - Non-metallic Conduits and Fittings
- AS 2052 - 1977 - Metallic Conduits and Fittings
- AS 2005 - Part 1 - 1981 - Fuses with Enclosed Fuse-links (up to and including 1000 V a.c. and 1500 V d.c.) - Part 1: General Requirements
- AS 2005.10 - 1988 - Low Voltage Fuses - Fuses with Enclosed Fuse-links - Part 10: General Requirements (as amended)
- AS 2005.20 - 1990 - Low Voltage Fuses - Fuses with Enclosed Fuse-links - Part 20: Supplementary Requirements for Fuses for use by Authorized Persons (Fuses mainly for Industrial Application) - Common Requirements
- AS 2005.21.1 - 1990 - Low Voltage Fuses - Fuses with Enclosed Fuse-links - Part 21.1: Supplementary Requirements for Fuses for use by Authorized Persons (Fuses mainly for Industrial Application) - Standardized Fuse Systems - Fuses with Fuse-links with Blade Contacts
- AS 2005.21.2 - 1990 - Low Voltage Fuses - Fuses with Enclosed Fuse-links - Part 21.2: Supplementary Requirements for Fuses for use by Authorized Persons (Fuses mainly for Industrial Application) - (Standardized Fuse Systems) - Fuses with Fuse-links for Bolted Connections
- AS 2005.29 - 1990 - Low Voltage Fuses - Fuses with Enclosed Fuse-links - Part 29: Supplementary Requirements for Fuses for Use by Authorized Persons (Fuses mainly for Industrial Application) - Standardized Fuses with Compact Dimensions
- AS 2005.30 - 1991 - Low Voltage Fuses - Fuses with Enclosed Fuse-links - Part 30: Supplementary Requirements for Fuses for use by Unskilled Persons (Fuses mainly for Household and Similar Applications)
- AS 2005.40 - 1989 - Low Voltage Fuses - Fuses with Enclosed Fuse-links - Part 40: Supplementary Requirements for Fuse-links for the Protection of Semiconductor Devices
- AS 1966.1 - 1985 - Electric Arc Welding Power Sources - Part 1: Transformer Type
- AS 1966.2 - 1985 - Electrical Arc Welding Power Sources - Part 2: Rotary Type
- AS 1939 - 1990 - Degrees of Protection Provided by Enclosures for Electrical Equipment (IP Code)
- AS 1775 - 1984 - Low Voltage Switchgear and Controlgear - Air-Break Switches, Isolators and Fuse-Combination Units (up to and including 1000 V a.c. and 1200 V d.c.)
- AS 1768 - 1991 - Lightning Protection
- AS 1677 - 1986 - Refrigerating Systems (as amended)
- AS 1674.2 - 1990 - Safety in Welding and Allied Processes - Part 2: Electrical
- AS 1668.1 - 1991 - The Use of Mechanical Ventilation and Air-conditioning in Buildings - Part 1: Fire and Smoke Control
- AS 1603.1 - 1990 - Automatic Fire Detection and Alarm Systems - Part 1: Heat Detectors
- AS 1603.2 - 1990 - Automatic Fire Detection and Alarm Systems - Part 2: Point Type Smoke Detectors (as amended)

- AS 1603.4 - 1987 - Automatic Fire Detection and Alarm Systems - Part 4: Control and Indicating Equipment (as amended)
- AS 1603.5 - 1991 - Automatic Fire Detection and Alarm Systems - Part 5: Manual Call Points
- AS 1603.6 - 1987 - Automatic Fire Detection and Alarm Systems - Part 6: Fire Alarm Bells
- AS 1477.1 - 1988 - Unplasticized PVC (Pipes) and Fittings for Pressure Applications - Part 1: Pipes (as amended)
- AS 1319 - 1983 - Safety Signs for the Occupational Environment (as amended)
- AS 1136.1 - 1988 - Low Voltage Switchgear and Controlgear Assemblies - Part 1: General Requirements (as amended)
- AS 1125 - 1986 - Conductors in Insulated Electric Cables and Flexible Cords
- AS 1074 - 1989 - Steel Tubes and Tubulars for Ordinary Service
- AS 1023.1 - 1985 - Low Voltage Switchgear and Controlgear - Protection of Electric Motors - Part 1: Built-in Thermal Detectors and Associated Control Units
- AS 1023.2 - 1989 - Low Voltage Switchgear and Controlgear - Protection of Electric Motors - Part 2: Current Sensing Protection Devices for a.c. Motors
- AS 1023.3 - 1973 - Thermal Protection of Electric Motors - Part 3: Inherent Overheat Protectors (Metric Units)
- AS 1020 - 1984 - The Control of Undesirable Static Electricity

Supreme Court Act 1986 - S.R. Nos. 260, 261

Surveyors Act 1978 - S.R. No. 250

Tobacco Act 1987 - S.R. Nos. 258, 280

Valuation of Land Act 1960 - S.R. No. 262

Water Act 1989 - S.R. No. 247

Zoological Parks and Gardens Act 1967 - S.R. No. 272

Tomato Processing Industry Negotiating Committee - Report for the year ended 31 May 1992

Urban Land Authority - Report for the year 1991-92

Victoria Grants Commission - Report for the year ended 31 August 1992

Victorian Broiler Industry Negotiation Committee - Report for the year 1991-92

Victorian Casino Control Authority - Report for the period ended 30 June 1992

Victorian Dairy Industry Authority - Report for the year 1991-92

Victorian Post-Secondary Education Commission - Office of Higher Education - Communication from the Minister for Employment, Post-Secondary Education and Training explaining the reason for the delay in tabling the 1991-92 Report

Wangaratta College of TAFE - Report for the year 1989

- 14 **PRIVILEGE BILL - INTERPRETATION OF LEGISLATION (AMENDMENT) BILL** - Mr Kennett obtained leave, with Mr McNamara "to bring in a Bill to amend the 'Interpretation of Legislation Act 1984' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 15 **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:*

The election on October 3rd resulted in a change of Government in Victoria. The people of Victoria demonstrated unambiguously that they wanted a change in policies and practices—a change of direction and a fresh start.

The Coalition of the Liberal and National Parties was elected with the largest parliamentary majority in Victoria's history and following the result of the election, I called on the Coalition parties to form a Government.

The leader of the Liberal Party, Mr Kennett, was offered and given the commission to govern.

The mandate provided to my Government was accepted with enthusiasm and responsibility.

I have called you together today for the first session of the Fifty-second Parliament to deliberate on the policy directions for the term of the new Government and matters of importance to the people of Victoria.

The mandate given at the election to my Government is significant and has placed Parliament in a position of being capable of achieving the far-reaching reforms for our State that the electorate demands we achieve.

I wish to address the issues involved in my Government's policy reforms, but indicate that the seriousness of the financial situation my Government has inherited will and must greatly influence the future direction of policy and activity.

My Government put a wide ranging and clear program of reform and change to the people of Victoria and received a clear mandate to proceed.

The Victorian people clearly accepted Mr Kennett's offer to take greater control of their own lives, to work for the security of employment which comes from a growing and vibrant economy.

All sectors of the community have accepted the Government's challenge to join it in a partnership to rebuild the State.

There is general recognition that to provide incentive for new business investment, to achieve a vibrant, internationally competitive private sector and to offer reward for effort for individual Victorians, this must be a time of significant change.

Victoria is open for business, but the driving force for future expansion, new industry projects and to seek out new markets must come from industry and business.

The Victorian people have clearly indicated they want to return to smaller government. They want less intervention in their affairs, greater freedom of choice, a more responsive public sector and, most importantly, enduring sound financial management.

It is abundantly obvious the people of Victoria wish to see my Government committed to a clear set of objectives which will re-establish priority for achieving results, honour the dignity of the individual and ensure integrity of process.

It is important that I outline the objectives to which the Government will aim.

They are:

- Reducing Victoria's record high and totally unacceptable unemployment level;

- Establishing an appropriate and professional education system for our children as they prepare for an increasingly competitive world;
- Re-establishment of Victoria's Triple-A credit rating;
- A reduction of the State's overall debt and unfunded liabilities;
- The elimination of budget deficits;
- Greater choice and flexibility in workplace conditions;
- A smaller and more responsible public sector;
- More effective co-ordination between the States and an overhaul of Commonwealth-State relations;
- A rebuilding of Victorian industry and small business on an internationally competitive basis.

If my Government is to achieve these objectives, there will need to be radical changes to the structure of Government and the way Government conducts its affairs.

The State can no longer spend money it does not have or borrow money it cannot service.

The electorate has signified its distaste for continuing increases in State debt and for the funding of recurrent expenditure with continued borrowings.

It is regrettable that tough measures will have to be implemented to restore the State's financial integrity. There is no responsible alternative.

In my Government's assessment, one of history's lessons is that when a decisive mandate is given, the electorate would prefer to see prompt resolution of problems rather than allowing them to fester on and for the State's financial fortunes to deteriorate further.

My Government will be moving swiftly to halt the decline in the State's financial position.

This will require a reduction in public sector expenditure and employment and, regretfully, a necessity to increase revenues.

The new Government has already moved on several fronts to tackle Victoria's debt problem.

- The number of Government departments has been reduced from twenty-two to thirteen.
- The Government has announced its intention to abolish the Public Service Board and move to a more direct line of accountability.
- It has adopted "total cost to employer" contracts for its most senior public servants with bonus incentives for performance.
- It has already established the Commission of Audit, headed by the prominent Victorian, Sir Roderick Carnegie, to prepare a full balance sheet for the State over the next six months.

My Government has consistently identified education as the first priority of any Government and has begun implementing major changes in school education to be ready for the start of the 1993 school year.

Considerable time and resources will be devoted this decade to re-establishing quality in our total education system, whether for students at primary or tertiary level, for gifted or disadvantaged students.

In all areas of Government services, attention will be paid to the quality of delivery and the actual accessibility of services.

Centralised administrative units will be progressively downsized and functions and resources will be directed to the end user.

A Public Service Commissioner will replace the Public Service Board.

The Government will demand nothing of business or individual Victorians that it does not expect of itself. The public sector reforms which have already been undertaken underscore the Government's commitment in this regard.

The heads of departments will be expected to shoulder the same responsibilities to their shareholders—the public of Victoria—as the directors of public companies.

Legislation will be introduced this session to put in place a series of measures to restore faith in the institution of the public service.

Such legislation will come under the umbrella of the major changes which will be made to industrial laws in Victoria.

The changes are aimed at restoring choice, ending compulsion and lifting Victoria out of the moribund attitudes which have become entrenched in the industrial system and providing the basis for creating a vibrant industrial sector and greater freedom of individual choice.

With my Government, Victoria will become the first State in Australia to achieve fundamental reform of the labour market and therefore position the State and its total workforce to maximise the opportunities of the twenty-first century.

These major changes to lift the efficiency of the public sector and in employee relations will provide Victoria with unparalleled economic opportunities.

My Government is also committed to a substantial and wide-ranging program of microeconomic reform.

It does not believe there has been a sustained momentum for reform at Commonwealth level.

My Government wishes to see:

- Competitive markets;
- Smaller Government;
- Lower input costs;
- Substantially increased private investment; and
- Greater integration of Victoria into the Asia-Pacific Basin economies.

The Government will work equally for all Victorians and is committed to providing responsible and responsive Government.

The State will have open, honest, accountable Government, a Government which will operate on the same financial principles as the corporate sector.

There will be priority for creating a more certain, yet flexible, climate for business, to provide greater security to families and an education and training system which better equips young people for life after school and university.

There can be no escaping the need for change, for decisive, strong leadership in the present circumstances.

Victoria's financial position presents a major problem which will be tackled as a matter of urgency.

On the currently available data, Victoria's public sector indebtedness amounts to \$61.5 billion; economic activity, especially in key sectors like manufacturing, has slumped; and unemployment has been at record levels over the past year.

The excesses of the nineteen eighties left Victoria ill-equipped to cope with an economic downturn and, consequently, the recession has had a far greater impact on Victoria than any other State.

Agriculture has experienced its worst slump in earnings in sixty years and our producers—in addition to having to contend with the recession—face intense competition from heavily subsidised commodities on world markets.

The concept of regional development was abandoned, and many country centres have suffered economic decline and substantial increases in unemployment.

In short, my Government inherited grave economic and social problems and is now ready to begin the task of rebuilding.

Without far-reaching economic reform, businesses will continue leaving Victoria for more competitive locations in other States and overseas and our State will miss out on the new business and trade opportunities which are emerging in the Asia-Pacific Basin.

Business on-costs in Victoria, particularly in such areas as workers' compensation and payroll tax, are the highest of any Australian State.

Taxes on employment, despite already being at historically high levels, were raised by more than a third in the three years to 1990-91.

The State's financial position has reached a critical point. The present budget situation is unsustainable and requires urgent remedial action to close the gap between revenue and expenditure.

It has to be demonstrated that remedial budgetary measures are being put into place to minimise the risk of a further downgrading of Victoria's credit rating, which has been downgraded three times in the past three years and is now the lowest of the mainland States.

There is no option but to implement tough decisions to turn the State around.

Accepting the delicate state of the economy and the financial problems of the public sector, the Government believes the process of rebuilding the economy and restoring the State's financial base must be completed before the turn of the century in order to position Victoria for long term sustainable growth.

The Government's public management strategy involves a shift of resources and economic activity from the public sector to private enterprise.

Many of the services to government will be contracted out to bring about a substantial cost saving and the trading enterprises will be corporatised to reduce their operating costs and hence the cost of their services to consumers.

The process of privatisation of Government businesses will continue in instances where public benefit can be secured.

Debt reduction is the other priority issue within the public sector.

Victoria cannot sustain the present level of public debt, which absorbs twenty-nine cents in every dollar of revenue just to meet interest payments.

The State cannot continue to fund recurrent costs with more borrowings. There is no choice but to exercise debt control and spend according to the State's means—as every business, every corner store, every household has to do.

The Budget presented to Parliament last month does not reflect my Government's priorities as it failed to tackle the serious structural problems in State finances, and will be abandoned. It would only have compounded our financial and budgetary crisis.

As the first step to restore the State's financial integrity, the Government has completed an initial assessment which has shown that on unchanged policies, the Budget deficit this year would be over \$2 billion rather than the \$1.35 billion stated in the Budget papers.

A Treasury assessment has also shown the Government's balance of assets over liabilities dropped by \$5.6 billion in the year ending June 30th 1991.

The evidence which has emerged indicates that without a drastic change in financial policy, the situation will continue to deteriorate.

In order to obtain an accurate picture of the financial situation, one of the Government's first initiatives was to establish the independent Commission of Audit.

The commission will prepare a full balance sheet for the State, including current and long term liabilities and the impact of the former Government's sale and leaseback arrangements, and the measures necessary to restore State finances to a position of viability.

The audit will also establish a benchmark against which the Government's performance can be measured in future years.

This will require the introduction of fully accountable reporting procedures.

In the light of the Treasury assessments, additional reductions in expenditure and additional revenue measures will be necessary immediately.

The departments have been set a target to cut expenditure by 2% above the 1.5% provided in the recent Budget.

The Cabinet Budget and Expenditure Review Committee will conduct a detailed assessment of departmental outlays by the end of this year to assist in the program of expenditure reduction.

My Government will introduce an interim Appropriation Bill in the current session. It will be accompanied by an economic statement setting out savings targets, efficiency measures and capital works, along with additional revenue proposals.

The Government stands by its assurance, however, that any revenue increases will not mean further imposts on business operations.

Asset sales will be expedited where possible to reduce debt.

A final Appropriation Bill, incorporating measures recommended by the Budget and Expenditure Review Committee, will be introduced in March. It will be accompanied by a major statement outlining further expenditure reductions to be implemented by next July.

At that time, longer term financial strategies will be determined in line with the findings of the Audit Commission.

These reforms have the primary aims of reducing the burden of government on the private sector, creating incentive for investment in new business projects and expansion or introducing new processes in existing businesses and generating new employment opportunities.

Under the Government's program, Victoria will be open for business.

Moreover, business and industry in Victoria will have every encouragement and support to become internationally competitive with particular focus on the vast trade opportunities which are opening up in the Asia-Pacific region.

The Government will develop a secure policy climate which gives private firms the confidence to make long term investments.

The bureaucratic barriers to business will be swept away, the planning approvals process will be speeded up and there will be a single avenue for issuing small business permits and licences.

Legislation providing for a complete overhaul of WorkCare will be put before Parliament this session.

Victoria has the most costly and inefficient workers' compensation system in Australia—a system which has cost the State tens of thousands of jobs, acted as a deterrent to business development and failed to provide effective rehabilitation for injured employees.

The latest WorkCare report and an independent assessment of the scheme show its financial position continues to deteriorate. The reports underline the urgent need for the drastic reforms proposed by the Government to reduce the cost of WorkCare and eliminate its unfunded liabilities.

The major legislation to be introduced this session of Parliament includes:

- Appropriation
- The Constitution Act (Amendment)
- Employee Relations
- Vital State Industries
- Public Service
- Accident Compensation
- Seven day trading for the Central Business District and Southbank
- Treasury Corporation
- State owned enterprises
- Police Board
- The Mutual Recognition Bill

These legislative measures are aimed at rebuilding Victoria. To that, my Government is irrevocably committed.

The Government will establish a Ministerial Industry Council of senior ministers, including the Premier, to facilitate industry expansion and new development, remove bureaucratic bottlenecks, hasten approvals for major projects and identify future growth opportunities.

Two other important industry-related bodies to be set up are the Premier's Science and Technology Council, which will assist in preparing a comprehensive research and development strategy for the State, and the Food Development Authority whose role will be to focus on the marketing of Victoria's pollution-free agricultural products and encourage accelerated development in food processing.

A reform strategy will be implemented for the meat industry which has been devastated by industrial strife and undermined by inefficient work practices.

The Government will encourage development in resource based industries—mining, oil and gas, brown coal and forestry—with emphasis on value adding.

Administration of the tourism industry will be restructured to provide for a greater commercial orientation at Government level. A new board is being established with membership from the industry and there will be a new organisation, Tourism Victoria, whose charter will be to prepare long term strategies for tourism development, promotion and marketing.

Port and transport services within Victoria will be subject to extensive reforms and the various forms of transport will be better integrated.

The sea cargo ports of Melbourne, Geelong, Hastings and Portland will be placed on a commercial footing and the bulk of their services will be transferred to the

private sector. As demonstrated in other OECD countries, effective port reform accelerates investment and employment growth across the private sector.

The power industry, traditionally a major strength of the Victorian economy through its access to the vast, low cost brown coal reserves in the Latrobe Valley, is debt ridden and uncompetitive as Australia heads towards the establishment of a national power grid.

My Government will split the generation, transmission and distribution functions of the SEC into corporate units geared to efficiency and cost-effectiveness.

The sixty per cent of Loy Yang B power station which remains in public ownership will be sold and another power station or set of two stations will be privatised.

The Government views education and training as essential to economic development, especially in the industry sectors with the greatest future growth potential, and to employment generation.

The State's intellectual and skills base must be expanded to underpin new scientific and technological research and development, the adaptation of new industrial processes and new product development.

The education system also currently fails to meet community expectations and must be reformed so that it encourages the pursuit of excellence and properly equips students for their working lives.

The Government's reforms will extend through the State primary and secondary education systems and the TAFE system.

Schools will be given significantly greater autonomy in their administration, curriculum development and budgeting, but must accept greater accountability to their local communities.

In particular, the VCE will be restructured by the start of the next school year to ensure it is more in tune with the needs of students and schools.

One of the tragedies of recent years has been the enormous increase in the number of school leavers who are missing out on tertiary places.

As a major step to alleviate this problem, funds will be provided to create an additional 2,500 places in Victorian universities next year and another 2,000 places in 1994. The new places will be spread across tertiary institutions in both the metropolitan area and regional centres.

The Government's total reform program across the public and private sectors is directed towards three fundamental objectives—restoring a sound financial base for the State, reviving the private sector, and the third objective to which I now turn—that of providing security for those people who remain in work and providing jobs for those who are unemployed.

As an immediate step, the Government will implement its new jobs initiative to fund the creation of up to 40,000 additional positions in private firms throughout the State by mid-1994.

The initiative applies universally to the private sector and will involve a payment of up to \$2,500 a year for new employees—the equivalent of 10% of the average wage.

The cost will be capped at \$160 million and will be met from asset sales.

The official unemployment rate in Victoria stands at 11.3%. The severe contraction in the job market, and notably the decline in the participation rate in recent months, has devastated the hopes of hundreds of thousands of Victorians of all ages, but has been especially severe for those aged under twenty-five who in many

cases are still seeking their first job and the people in their forties and fifties who suddenly find themselves out of work.

The Government has deemed it essential to allocate these funds to provide some immediate relief to unemployed and employers alike.

Unemployment, however, is likely to remain unacceptably high for a number of years until economic reform takes full effect.

The Government's employee relations plan is a key plank in its program to revitalise the State and generate real long term jobs.

The plan has been canvassed extensively with all sectors of the Victorian community and will be implemented swiftly.

From March 1st next year, all employees under State awards will be declared to be outside the centralised industrial award system.

They will have the choice of opting back into the system, negotiating enterprise agreements with the support of their union, collectively negotiating agreements within a particular workplace, or of negotiating individual agreements.

The plan provides flexibility and gives employees the opportunity to gain higher rewards for increased productivity.

The legislation will set down minimum entitlements to protect the rights of employees and those seeking work.

As with the crisis facing the unemployed in Victoria, my Government also recognises the plight of the homeless.

There are many people of all age groups, men and women alike, who have found it difficult to cope.

There are people who perhaps through no fault of their own have found themselves on the fringe of society and are in desperate straits.

The Government believes the homeless need support and a chance, a means of regaining their personal dignity.

It has developed an imaginative, very human program to offer at least basic food and shelter to the homeless.

In view of the impact of the recession and the very real need in this area, special funding will be made available for this program.

In the important community service areas of public transport and health, my Government is committed to reforms which will bring about significant improvements in efficiency and productivity, as well as to provide better service delivery to all Victorians.

Public transport losses will be curtailed. Services will respond better to the needs of users and will include the provision of free tram travel within the Central Business District.

Initiatives will be introduced in the health system to reduce the State's record hospital waiting lists. There will also be a major offensive to reduce the number of deaths from cancer and cardiovascular disease.

The Government will strengthen the operational arm of the Victoria Police over its first term to ensure greater safety for Victorians in their homes and in the streets.

The administration of the force will be restructured, operational personnel will be increased by more than 1,000 to 11,000 and the police will take over the role of transit officers in the public transport system.

The emphasis will be on greater vigilance, and police will be given increased powers to lift the crime clearance rate, particularly in relation to violent crimes.

The Government will also respond positively to the community's expectation of sound conservation management, waste minimisation and the avoidance of pollution.

Turning to the Parliament itself, the operation of Parliament, the conventions of the parliamentary system in Victoria and the sense of independence and broad representation of Parliament have each been devalued in recent years.

My Government believes Parliament, as the central institution in our democracy, must be truly reinstated as a forum of the people.

Parliament should be seen to observe the highest standards.

My Government is determined to restore public confidence in the institution of Parliament itself and to ensure the standards of truthfulness, honesty and proper behaviour—standards we would apply in other areas of our lives—are rigorously observed.

The parliamentary committee system will be overhauled and made more relevant to the contemporary needs of Victoria.

Question time will become a genuine opportunity to obtain information from the Government and not simply a forum for political point scoring.

In respect of inter-government relations, my Government is of the firm view that greater co-ordination between the eastern States and the Commonwealth will deliver significant benefits.

It has a real commitment to co-operative projects, including the national electricity grid, the National Rail Freight Corporation and a number of other similar initiatives, which it is hoped will be put into effect quickly as an important means of restoring confidence and jobs.

To that end, a positive response is being sought from the Federal Government on these proposals.

It is the Government's view that the Commonwealth Government has an unprecedented opportunity to become actively involved in delivering major and tangible reforms to Commonwealth-State relations.

My Government intends to work closely with the Commonwealth to achieve these objectives, so long as the Commonwealth is committed to substantial progress and not merely to rhetoric.

In short, my Government is making clear its vision and direction for the next four years.

It is determined to rebuild Victoria.

It is determined to reinstate Victoria as the jewel in the Commonwealth's crown.

This will not be achieved easily, but will involve a fundamental change in the nature of the Victorian recovery.

No longer can we regard a high standard of living as a matter of right. It will have to be earned as the result of a fervent commitment to a change in our basic culture.

It is up to every Victorian to show the commitment is there to be the best and to take great pride in contributing to Victoria's and Australia's economic growth.

My Government places this objective above all others.

It acts in total accord with the community's demand for a change in direction.

Parliament, as the supreme law giving body of the State, is requested to grant the essential early passage of the legislation put before it to effect this process.

The preceding Fifty-first Parliament of Victoria was opened in 1988 by my predecessor, His Excellency Dr Davis McCaughey, AC, who retired in April this year and to whom I pay tribute for the distinguished manner in which he served the Crown and the State.

Since the last Parliament was opened, two other former Governors of Victoria have died. It is with great sorrow that I inform you of the deaths of Rear Admiral Sir Brian Murray and Major General Sir Rohan Delacombe. I extend my deepest sympathy to Lady Murray and Lady Delacombe.

It is also with deep regret I advise the Parliament of the passing of the Honourable Peter Block, the Member for Boronia and Nunawading Provinces between 1973 and 1985, who died tragically last week.

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

27 October 1992

RICHARD E. MCGARVIE
Governor of Victoria

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

Your Excellency:

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

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

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

- 17 **ELECTION OF CHAIRMAN OF COMMITTEES** - Mr McNamara proposed to the House for appointment as Chairman of Committee, John Francis McGrath, and moved, That John Francis McGrath be appointed Chairman of Committees of this House, which motion was seconded by Mr McGrath (*Wimmera*).

Mr McGrath (*Warrnambool*) accepted nomination.

And no other Member being proposed, the Speaker announced that John Francis McGrath had been duly elected as Chairman of Committees.

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

VICTORIA

Legislative Assembly

Pursuant to the provisions of Standing Order No. 12 of the Legislative Assembly, I do hereby nominate - Kenneth Alastair Coghill, Robert Fitzgerald Cooper, David James Cunningham, Kenneth Stephen Jasper, Noel John Maughan, David John Perrin, John Ingles Richardson, Ernest Ross Smith, Gerard Vaughan, George Graeme Weideman, to act as Temporary Chairmen of Committees whenever requested so to do by the Chairman of Committees.

Given under my hand this twenty-seventh day of October, One thousand nine hundred and ninety-two.

JOHN E. DELZOPPO
Speaker

- 19 **TEMPORARY RELIEF TO MR SPEAKER AND MR DEPUTY SPEAKER** - Motion made, by leave, and question - That during any absence of Mr Deputy Speaker, Mr Speaker be authorised to call upon any of the Temporary Chairmen of Committees to temporarily relieve him in the Chair and that during any absence of Mr Speaker, Mr Deputy Speaker be similarly authorized to call upon any of the Temporary Chairmen (*Mr Gude*) - put, after debate, and agreed to.
- 20 **OPERATION OF ACTS - PROCLAMATIONS** - Motion made, by leave and question - That this House authorises and requires the Clerk to lay on the Table copies of Proclamations of His Excellency the Governor in Council fixing dates for the coming into operation of Acts, as published in the *Government Gazette* from time to time (*Mr Gude*) - put and agreed to.
- 21 **TELEVISING AND BROADCASTING OF PROCEEDINGS** - Motion made, by leave, and question -
1. That this House authorises -
 - (a) the television recording of Legislative Assembly proceedings, excluding debate on a motion that grievances be noted and debate on a motion moved by a Minister for the adjournment of the House at the end of a day's proceedings; and
 - (b) the broadcasting and re-broadcasting on radio and television stations of recorded sound excerpts of proceedings in the Legislative Assembly commencing at the time fixed for the meeting of the House until the motion is moved or the question is proposed (and is not put forthwith and negatived) for the adjournment of the House.
 2. That the following conditions apply and any breach of these conditions may result in the immediate suspension of privileges by the Speaker:
 - (a) Sound recording pursuant to paragraph 1(a) and 1(b) shall only be recorded from the audio signal of proceedings transmitted by the House monitoring system by representatives of accredited media organisations. No alteration to the sound relay equipment is permitted without the permission of Mr Speaker. The use of separate recording equipment by television stations is not permitted.
 - (b) Television recording shall not commence until the conclusion of the prayer.
 - (c) Television recording and excerpts pursuant to paragraph 1(b) shall be used only for the purposes of fair and accurate reports of proceedings and reasonable balance between both sides of the House is to be achieved by avoiding undue concentration on any one member.
 - (d) Television recording and excerpts relating to paragraph 1(b) shall not be used for:
 - (i) political party advertising or election campaigns;
 - (ii) satire or ridicule;
 - (iii) commercial sponsorship or commercial advertising; or
 - (iv) television station advertisements or promotion.

- (e) Television recording of any particular proceeding must provide equality between Government and Non-government Members.
- (f) Television reports of proceedings shall be such as to provide a balanced presentation of differing views and may not include the re-broadcast of events in the Chamber unrelated to the proceedings of the House.
- (g) Television excerpts and excerpts relating to paragraph 1(b) must be placed in context. Commentators should identify Members at least by name.
- (h) Television excerpts shall not misrepresent any proceeding before the House, or the seating position, or office held by any Member of the House.
- (i) All filming shall be conducted in accordance with guidelines issued by the Speaker.
- (j) Points of order or remarks withdrawn are not to be re-broadcast.
- (k) Media personnel are required to obey any instruction given by the Speaker or the Speaker's delegates.

(Mr Gude) - put and agreed to.

- 22 **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. 23 ante); debate resumed.

Motion made and question - That the debate be now adjourned (Mr Gude) - put and agreed to.

Ordered - That the debate be adjourned until tomorrow.

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

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

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

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 2 - Wednesday, 28 October 1992

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

Residential Tenancies - Seeking that the proposed amendment to the *Residential Tenancies Act* (1980) not proceed, bearing 123 signatures (*by Mr Clark*)

Boag's Rock, Cape Schanck - Seeking that the Natural Resources and Environment Committee be instructed to examine the effects of the current discharge of sewerage effluent at Boag's Rock, Cape Schanck and, where necessary, recommend appropriate strategies in production and monitoring of sewage to ensure acceptable standards for the whole community, bearing 2,496 signatures (*by Mr Hyams*)

Television Series 'Sex' - Opposing the screening of the Channel 9 television series 'Sex' due to its explicit and offensive content, bearing 270 signatures (*by Mr Smith, Glen Waverley*)

Asthma - Seeking that additional funding be provided for the - (a) establishment of an Asthma Register, (b) proper education of asthma sufferers, their families and the wider community; and (c) assistance with the cost of asthma medication, bearing 3,435 signatures (*by Mr Cooper*)

Plaza Tavern, Werribee - Seeking that the licence of the Plaza Tavern in Werribee be reviewed to reduce the hours of operation due to the hotel's continued refusal to accept that there is a problem and the non-restitution of property when damage is done, bearing 52 signatures (*by Dr Coghill*).

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:

Constitution Act Amendment Act 1958 - Statement of a function conferred on the Electoral Commissioner, 11 August 1992

State Electricity Commission - Report for the year 1991-92

The following proclamations fixing operative dates were laid upon the Table by the Clerk pursuant to an Order of the House dated 27 October 1992:

Children and Young Persons Act 1989 - Remaining provisions (except sections 21 (1), 64 (3) (c) and 67 (2), items 1.1, 2.2, 2.3, 15.1 and 15.2 of Schedule 2 and items 13, 15, 16, 89, 100, 137 and 138 of Schedule 4) on 30 September 1992 (*Gazette No. G33, 26 August 1992*).

Children and Young Persons (Amendment) Act 1990 - Section 8 (2) on 30 September 1992 (*Gazette No. G33, 26 August 1992*).

Crimes (Family Violence) (Further Amendment) Act 1992 - Whole Act on 30 September 1992 (*Gazette No. G37, 23 September 1992*).

Education (Miscellaneous Matters) Act 1986 - Section 20 on 1 September 1992 (*Gazette No. G33, 26 August 1992*).

Land (Further Miscellaneous Matters) Act 1990 - Section 15 on 30 September 1992 (*Gazette No. G38, 30 September 1992*).

Local Government (Consequential Provisions) Act 1989 - Sections 3 (2), 3 (3), 4 (3), 4 (4), 10 (3), 11, 12, Items 1, 3-10, 12, 15, 17, 20-22, 26, 28-32, 34-39, 43, 46, 49, 51, 52, 55, 56, 59-63, 65, 66, 78, 83, 93 of Schedule 1, Items 9.34, 11.1, 12.2, 12.3, 18.4, 22.10, 22.12, 22.13, 27.40, 28.6, 33.6-33.8, 33.19, 37.1, 37.8, 42.11, 42.13, 42.19, 42.22, 43.2, 47.10, 49.3-49.5, 51.1-51.4, 52.20, 52.21, 52.23, 57.3, 57.9, 57.12-57.22, 57.24-57.34, 57.38, 57.46, 57.49-57.55, 57.59, 57.77, 57.78, 61.10, 65.1-65.3, 66.1, 66.2, 66.4, 66.7, 68.22, 72.1, 76.1, 76.2, 77.3, 77.11, 77.19, 77.22, 77.36, 77.38, 77.39, 77.46, 77.47, 77.51, 77.53-77.57, 78.1-78.3, 79.7, 79.13, 79.19, 83.1, 90.2, 90.3, 91.7, 93.2, 94.2, 94.8, 95.1,

95.2, 105.10, 112.16A, 112.22-112.24, 112.26, 112.27, 120.5, 120.9, 120.32-120.34, 120.37, 120.45, 120.46, 122.16, 122.17, 122.20, 122.22, 122.23, 123.3, 132.13 of Schedule 2 and items 23-35, 37, 41, 42, 44-47, 49, 50, 54-60, 62, 63, 65-67, 69-72, 75-77, 79-83, 90-99 and 101-113 of Schedule 3 on 1 October 1992 (*Gazette No. G37, 23 September 1992*).

Loy Yang B Act 1992 - Remainder of Act on 26 August 1992 (*Gazette No. G33, 26 August 1992*).

National Parks (Amendment) Act 1989 - Sections 27 (3), 29 (1), 29 (2) and 31 on 23 September 1992 (*Gazette No. G37, 23 September 1992*).

National Parks (Further Amendment) Act 1990 - Sections 7, 13 and 14 on 23 September 1992 (*Gazette No. G37, 23 September 1992*).

Teaching Service Act 1983 - Sub-sections 5 (1) (j), 8 (2), 10 (9), 12 (3), 12 (7) on 1 September 1992 (*Gazette No. G33, 26 August 1992*).

Teaching Service Act 1983 - All remaining unproclaimed provisions, with the exception of section 20 (c) on 16 September 1992 (*Gazette No. G36, 16 September 1992*).

Teaching Service (Amendment) Act 1987 - Section 10 on 1 September 1992 (*Gazette No. G33, 26 August 1992*).

- 5 **CONSTITUTION (MINISTERS) BILL** - Mr Kennett obtained leave, with Mr McNamara, to bring in a Bill "to amend section 50 of the 'Constitution Act 1975' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 6 **PARLIAMENTARY COMMITTEES (AMENDMENT) BILL** - Mr Kennett obtained leave, with Mr McNamara, to bring in a Bill "to amend the 'Parliamentary Committees Act 1968' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 **PARLIAMENTARY SALARIES AND SUPERANNUATION (FURTHER AMENDMENT) BILL** - Mr Kennett obtained leave, with Mr McNamara, to bring in a Bill "to amend the 'Parliamentary Salaries and Superannuation 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.
- 8 **DAIRY INDUSTRY BILL** - Mr McNamara obtained leave, with Mr Kennett, to bring in a Bill "to re-enact with amendments the 'Dairy Industry Act 1984', to repeal the 'Dairy Industry Act 1984', to amend the 'Borrowing and Investment Powers Act 1987', the 'Food Act 1984' and the 'Stock Diseases Act 1968' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 **POLICE REGULATION (AMENDMENT) BILL** - Mr McNamara obtained leave, with Mr Kennett, 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 read a second time tomorrow.
- 10 **VICTORIAN TOURISM COMMISSION (TOURISM VICTORIA) BILL** - Mr McNamara obtained leave, with Mr Kennett, to bring in a Bill "to amend the 'Victorian Tourism Commission Act 1982' and various other Acts and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

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- 11 **MILDURA COLLEGE LAND (RANFURLY) BILL** - Mr Hayward obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Mildura College Lands Act 1916' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 **CHILDREN AND YOUNG PERSONS (AMENDMENT) BILL** - Mrs Tehan obtained leave, with Mr Coleman, to bring in a Bill "*to amend the 'Children and Young Persons Act 1989' and certain other Acts and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 13 **INTELLECTUALLY DISABLED PERSONS' SERVICES (TRUST MONEY) BILL** - Mrs Tehan obtained leave, with Mr Coleman, to bring in a Bill "*to amend the 'Intellectually Disabled Persons' Services Act 1986' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 14 **VITAL STATE INDUSTRIES (WORKS AND SERVICES) BILL** - Mr Gude obtained leave, with Mr Maclellan, to bring in a Bill "*to enable the declaration of vital State services and works and to enable the recovery of an amount for loss or damage suffered as the result of a strike or similar interruption or disruption*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 15 **EMPLOYEE RELATIONS BILL** - Mr Gude obtained leave, with Mr Maclellan (Pakenham), to bring in a Bill "*to make fresh provision with respect to the law relating to employee relations in Victoria, to repeal the 'Industrial Relations Act 1979' and the 'Hospitals Remuneration Tribunal Act 1978', to amend the 'Trade Unions Act 1958', the 'House Contracts Guarantee Act 1987' and the 'Magistrates' Court Act 1989' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 16 **SESSIONAL ORDERS** - Motion made and question proposed - That -
1. Unless otherwise ordered, the House shall meet on Tuesday, Wednesday and Thursday, Mr Speaker to take the Chair at 2.00 p.m. on Tuesday and 10 a.m. on Wednesday and Thursday.
 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, but not including a motion of Want of Confidence in the Government) each Tuesday, Thursday and Friday and at 2.00 p.m. each Wednesday.
 3. Notwithstanding Sessional Order No. 2 -
 - (1) So much of Standing Order No. 124 as allows Members to ask oral questions without notice at the time of giving notices of motion be suspended and that Members ask oral questions without notice at 2.00 p.m. each sitting day (other than on a Tuesday where a motion expressing sorrow at the death of a member or any other person may take precedence): Provided that these Sessional Orders shall not permit more than one question time each sitting day.
 - (2) At 2.00 p.m. on each sitting day (other than a Tuesday) 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

2.00 p.m. such Division shall be completed and the result announced and if such Division be upon a closure motion any question required to be brought to conclusion as a result of such Division shall be so brought to conclusion.

- (3) Any business under discussion and not disposed of at 2.00 p.m. shall be resumed immediately at the conclusion of the asking of oral questions and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
4. (1) Standing Order No. 59 be suspended and, notwithstanding Sessional Order No. 2, the first Order of the Day on Wednesdays appointed by resolution of the House shall be the question "That grievances be noted", to which question any member may speak for not more than fifteen minutes and the whole discussion on this question shall end at 2.00 p.m.
- (2) On those appointed Wednesdays, business shall be called on in the following order:
 1. Grievances
 2. Oral Questions (*At 2.00 p.m.*)
 3. Government Business
 4. General Business.
5. Notwithstanding the right of a Minister to move a motion for the adjournment of the House pursuant to Standing Order No. 25 -
 - (1) At 10.00 p.m. on each sitting day Mr Speaker shall interrupt the business before the House, or if the House be in Committee, the Chairman shall report progress and Mr Speaker shall then interrupt such business: Provided that in the event that a Division is in progress at 10.00 p.m. such Division shall be completed and the result announced and if such Division be upon a closure motion any question required to be brought to conclusion as a result of such Division shall be so brought to conclusion.
 - (2) Upon such interruption of business -
 - (a) Before a motion for the adjournment is proposed by Mr Speaker, a Minister may move that the sitting be continued; which motion shall be put forthwith without amendment or debate and if such motion is agreed to, the House or Committee shall resume the proceedings at the point at which they had been interrupted; or
 - (b) If a Minister does not so move, the Speaker shall forthwith propose the question "That the House do now adjourn" which question shall be open to debate in accordance with the rules and practices of the House and paragraph (4); at the conclusion of the debate, Mr Speaker notwithstanding the provisions of Standing Order No. 24 shall adjourn the House without putting any question until the time of the next meeting.

- (3) Any business under discussion and not disposed of at the time of the adjournment shall be set down on the Notice Paper for the next sitting and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
- (4) On the motion "That the House do now adjourn" the time available for the raising of matters on the motion be 30 minutes and the time limit per member be three minutes.

(Mr Gude).

Amendments proposed -

1. That in paragraph 2 omit the word "Thursday" and insert the word "Wednesday".
2. That in paragraph 2 omit the word "Wednesday" and insert the word "Thursday".
3. That in paragraph 3(1) omit the words "may take precedence" and insert the words "including any subsequent adjournment of the House in respect of that member or person may take precedence after which Mr Speaker shall call on questions without notice".
4. That after paragraph 3(3) insert the following sub-paragraphs:
 - "(4) That so much of the Standing Orders be suspended so as to allow the following to apply:
 - (a) A Member may ask a question without notice from the time the Speaker calls for questions. Questions without notice may be asked for 45 minutes on Tuesdays and for 30 minutes on other sitting days. However, the Speaker may extend those times at his or her discretion;
 - (b) The Speaker may require the language of a question to be changed if it seems to him or her that it is unbecoming or is in breach of the Standing Orders or conventions of the House;
 - (c) A Member asking a question must not offer argument or an opinion on the matter; or give facts or names of persons, except those strictly necessary to explain the question;
 - (d) When a Member gives facts or names, he or she is responsible for their accuracy. Where the matter is of sufficient importance, the Speaker may require prima facie proof of accuracy;
 - (e) In answering any question the Minister or Member:
 - (i) must be directly relevant and responsive to the question; and
 - (ii) must be reasonably succinct; and
 - (iii) must not introduce matter extraneous to the question nor debate the matter to which the question relates; and
 - (iv) must comply with the same rules and practices as apply to the asking of questions;
 - (f) A Minister may decline to answer a question or part of a question:
 - (i) on the ground of public policy; or
 - (ii) if the Minister is unable to answer the question fully and accurately without notice and requests that the question or part of the question be placed upon the Notice Paper; or

(iii) if the Minister informs the House that the question requires a more extensive answer than is appropriate to a question without notice and that it will be the subject of a Ministerial Statement or announcement at an early opportunity."

5. That in paragraph 4(1) all words and expressions after the expression "No. 2," to the end of the paragraph be omitted with the view of inserting in place thereof the expression -

"on every third sitting Thursday after the opening of the Session, the first Order of the Day is the question 'That grievances be noted'. A Member may speak for not more than 15 minutes on that question. The whole discussion must not exceed 4 hours."

6. That in paragraph 4(2) the word "Wednesdays" be omitted with the view of inserting the word "Thursdays".

7. That in paragraph 5(4) the word "three" be omitted with the view of inserting the word "five".

8. That after paragraph 5(4) insert the following sub-paragraph:

"(5) The Speaker may extend the time allowed to a Member on the motion 'That the House to now adjourn' but only if the Speaker is of the opinion that a Member's rights have been unreasonably infringed."

(Mr Roper) - and, after debate -

Motion made and question - That the question be now put (Mr Maclellan, Pakenham) - put.

The House divided.

AYES, 59

Mr Ashley	Mr Jenkins	Dr Napthine	Mr Spry
Mr Bildstien	Mr John	Mr Paterson	Mr Steggall
Mr Brown	Mr Kennett	Mr Perrin	Mr Tanner
Mr Clark	Mr Kilgour	Mr Pescott	Mrs Tehan
Mr Coleman	Mr Leigh	Mrs Peulich	Mr Thompson
Mr Cooper	Mr Lupton	Mr Phillips	(Sandringham)
Mr Davis	Mr McArthur	Mr Plowman	Mr Traynor
Mr Dean	Mrs McGill	(Benambra)	Mr Treasure
Mr Elder	Mr McGrath	Mr Plowman	Mr Turner
Mrs Elliott	(Warrnambool)	(Evelyn)	Mrs Wade
Mr Finn	Mr McGrath	Mr Reynolds	Mr Weideman
Mr Gude	(Wimmera)	Mr Richardson	Mr Wells
Mr Hayward	Mr McLellan	Mr Rowe	
Mr Heffernan	(Frankston East)	Mr Ryan	
Mrs Henderson	Mr McNamara	Mr Smith	
Mr Honeywood	Mr Maclellan	(Glen Waverley)	Tellers
Mr Hyams	(Pakenham)	Mr Smith	Mr Doyle
Mr Jasper	Mr Maughan	(Polwarth)	Mr Perton

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Pandazopoulos	Mr Thwaites
Mr Baker	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Ms Marple	Mr Sheehan	<i>Tellers</i>
Mr Dollis	Mr Micallef	Mr Thomson	Mr Loney
Mrs Garbutt	Mr Mildenhall	(<i>Pascoe Vale</i>)	Mrs Wilson

And so it was resolved in the affirmative.

Question - That the amendments be agreed to - accordingly put.

The House divided.

AYES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Pandazopoulos	Mr Thwaites
Mr Baker	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Ms Marple	Mr Sheehan	<i>Tellers</i>
Mr Dollis	Mr Micallef	Mr Thomson	Mr Loney
Mrs Garbutt	Mr Mildenhall	(<i>Pascoe Vale</i>)	Mrs Wilson

NOES, 60

Mr Ashley	Mr Jenkins	Dr Napthine	Mr Spry
Mr Bildstien	Mr John	Mr Paterson	Mr Steggall
Mr Brown	Mr Kennett	Mr Perrin	Mr Stockdale
Mr Clark	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Coleman	Mr Leigh	Mrs Peulich	Mrs Tehan
Mr Cooper	Mr Lupton	Mr Phillips	Mr Thompson
Mr Davis	Mr McArthur	Mr Plowman	(<i>Sandringham</i>)
Mr Dean	Mrs McGill	(<i>Benambra</i>)	Mr Traynor
Mr Elder	Mr McGrath	Mr Plowman	Mr Treasure
Mrs Elliott	(<i>Warrnambool</i>)	(<i>Evelyn</i>)	Mr Turner
Mr Finn	Mr McGrath	Mr Reynolds	Mrs Wade
Mr Gude	(<i>Wimmera</i>)	Mr Richardson	Mr Weideman
Mr Hayward	Mr McLellan	Mr Rowe	Mr Wells
Mr Heffernan	(<i>Frankston East</i>)	Mr Ryan	
Mrs Henderson	Mr McNamara	Mr Smith	
Mr Honeywood	Mr Maclellan	(<i>Glen Waverley</i>)	<i>Tellers</i>
Mr Hyams	(<i>Pakenham</i>)	Mr Smith	Mr Doyle
Mr Jasper	Mr Maughan	(<i>Polwarth</i>)	Mr Perton

And so it was passed in the negative.

Original question -

Motion made and question - That the question be now put (*Mr Maclellan, Pakenham*) - put.

The House divided.

AYES, 60

Mr Ashley	Mr Jenkins	Dr Napthine	Mr Spry
Mr Bildstien	Mr John	Mr Paterson	Mr Steggall
Mr Brown	Mr Kennett	Mr Perrin	Mr Stockdale
Mr Clark	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Coleman	Mr Leigh	Mrs Peulich	Mrs Tehan
Mr Cooper	Mr Lupton	Mr Phillips	Mr Thompson
Mr Davis	Mr McArthur	Mr Plowman	(Sandringham)
Mr Dean	Mrs McGill	(Benambra)	Mr Traynor
Mr Elder	Mr McGrath	Mr Plowman	Mr Treasure
Mrs Elliott	(Warrnambool)	(Evelyn)	Mr Turner
Mr Finn	Mr McGrath	Mr Reynolds	Mrs Wade
Mr Gude	(Wimmera)	Mr Richardson	Mr Weideman
Mr Hayward	Mr McLellan	Mr Rowe	Mr Wells
Mr Heffernan	(Frankston East)	Mr Ryan	
Mrs Henderson	Mr McNamara	Mr Smith	
Mr Honeywood	Mr Maclellan	(Glen Waverley)	Tellers
Mr Hyams	(Pakenham)	Mr Smith	Mr Doyle
Mr Jasper	Mr Maughan	(Polwarth)	Mr Perton

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Pandazopoulos	Mr Thwaites
Mr Baker	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Ms Marple	Mr Sheehan	Tellers
Mr Dollis	Mr Micallef	Mr Thomson	Mr Loney
Mrs Garbutt	Mr Mildenhall	(Pascoe Vale)	Mrs Wilson

And so it was resolved in the affirmative.

Original question - accordingly put.

The House divided.

AYES, 60

Mr Ashley	Mr Jenkins	Dr Napthine	Mr Smith
Mr Bildstien	Mr John	Mr Paterson	(Polwarth)
Mr Brown	Mr Kennett	Mr Perrin	Mr Spry
Mr Clark	Mr Kilgour	Mr Perton	Mr Steggall
Mr Coleman	Mr Leigh	Mr Pescott	Mr Stockdale
Mr Davis	Mr Lupton	Mrs Peulich	Mr Tanner
Mr Dean	Mr McArthur	Mr Phillips	Mrs Tehan
Mr Doyle	Mrs McGill	Mr Plowman	Mr Thompson
Mr Elder	Mr McGrath	(Benambra)	(Sandringham)
Mrs Elliott	(Warrnambool)	Mr Plowman	Mr Traynor
Mr Finn	Mr McGrath	(Evelyn)	Mr Turner
Mr Gude	(Wimmera)	Mr Reynolds	Mrs Wade
Mr Hayward	Mr McLellan	Mr Richardson	Mr Weideman
Mr Heffernan	(Frankston East)	Mr Rowe	Mr Wells
Mrs Henderson	Mr McNamara	Mr Ryan	Tellers
Mr Honeywood	Mr Maclellan	Mr Smith	Mr Cooper
Mr Hyams	(Pakenham)	(Glen Waverley)	Mr Treasure
Mr Jasper	Mr Maughan		

NOES, 27

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Baker	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Cunningham	Mr Micallef	Mr Thomson	Tellers
Mrs Garbutt	Mr Mildenhall	(Pascoe Vale)	Mr Dollis
Mr Haermeyer	Mr Pandazopoulos	Mr Thwaites	Ms Marple

And so it was resolved in the affirmative.

- 17 **SUNSHINE LAND BILL** - Mr Coleman obtained leave, with Mr Gude, to bring in a Bill "to revoke the permanent reservations of land at Sunshine and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 18 **BORROWING AND INVESTMENT POWERS (MELBOURNE WATER CORPORATION) BILL** - Mr Stockdale obtained leave, with Mr Smith (Polwarth), to bring in a Bill "to amend the 'Borrowing and Investment Powers Act 1987' to increase the limit for financial accommodation obtained by the Melbourne Water Corporation and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 19 **LAND TAX (REVISION) (AMENDMENT) BILL** - Mr Stockdale obtained leave, with Mr Smith (Polwarth), to bring in a Bill "to amend the 'Land Tax (Revision) Act 1991' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 20 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Appropriation (Interim Provision, Parliament 1992-93) Bill, and transmitting Estimates of Expenditure requiring annual appropriation in the financial year 1992-93 for recurrent services and for certain works and purposes.

Estimates ordered to lie on the Table.

- 21 **APPROPRIATION (INTERIM PROVISION, PARLIAMENT 1992-93) BILL** - Mr Stockdale, pursuant to Standing Order No. 169(a), obtained leave, with Mr Kennett, to bring in a Bill "to appropriate certain sums out of the Consolidated Fund for recurrent services and for certain works and purposes in relation to the Parliament for the financial year 1992-93 and to appropriate certain supplies granted under the 'Supply (1992-93, No. 1) Act 1992' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time forthwith.

Motion made and question proposed - That this Bill be now read a second time (Mr Stockdale).

Motion made and question - That the debate be now adjourned (Mr Baker) - put and agreed to.

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

- 22 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Appropriation (Interim Provision 1992-93) Bill, and transmitting Estimates of Expenditure requiring annual appropriation in the financial year 1992-93 for recurrent services and for certain works and purposes.

Estimates ordered to lie on the Table.

- 23 **APPROPRIATION (INTERIM PROVISION 1992-93) BILL** - Mr Stockdale, pursuant to Standing Order No. 169(a), obtained leave, with Mr Kennett, to bring in a Bill "to appropriate certain sums out of the Consolidated Fund for recurrent services and for certain works and purposes for the financial year 1992-93 and to appropriate the supplies granted under the Supply (1992-93, No. 1) Act 1992' and the 'Appropriation (July to October) Act 1992' and 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 Stockdale).

Motion made and question - That the debate be now adjourned (Mr Baker) - put and agreed to.

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

- 24 **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. 23 ante); debate resumed.

Motion made and question - That the debate be now adjourned (Mr Gude) - put and agreed to.

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

- 25 **APPROPRIATION (INTERIM PROVISION 1992-93) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.
*Business having been interrupted at 10.00 p.m.
 pursuant to Sessional Orders*
- Motion made and question - That the sitting be continued (*Mr Smith, Polwarth*) - 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 Steggall*) - 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 remaining business be postponed (*Mr Gude*) - put and agreed to.
- 27 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
 And the House, at forty-nine minutes past Eleven o'clock, adjourned until tomorrow.

J.G. LITTLE
 Clerk of the Legislative Assembly

JOHN E. DELZOPPO
 Speaker

No. 3 - Thursday, 29 October 1992

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:
Mount Hotham Ski Tows Pty. Ltd. - Seeking that an independent inquiry be established to - (a) evaluate the performance of Mount Hotham Ski Tows Pty Ltd.; and (b) determine whether the terms of the lease by which it provides ski lifting within the Mount Hotham Alpine Resort area should be varied by legislation, bearing 639 signatures (*by Mr Plowman, Benambra*).
- Ordered to lie on the Table.
- 3 **PARLIAMENTARY DEPARTMENTS' REPORTS** - Motion made, by leave, and question - That there be presented to this House a copy of the Reports of the Department of the Legislative Assembly, Department of the Parliament Library, Department of the Reporting Staff of the Victorian Parliamentary Debates and Department of the House Committee for the year 1991-92 (*Mr McGrath, Warrnambool*) - put and agreed to.
- 4 **PAPERS** - Mr McGrath (*Warrnambool*) presented:
 Reports of the Department of the Legislative Assembly, Department of the Parliament Library, Department of the Reporting Staff of the Victorian Parliamentary Debates and Department of the House Committee, for the year 1991-92 - Return to the foregoing Order.
- Severally ordered to lie on the Table.

5 PAPERS -

Mr Speaker presented:

Finance 1991-92 - Statement of the Receipts and Payments of the Consolidated Fund and the Trust Fund for the year ended 30 June 1992 accompanied by the Report of the Auditor-General, and by the documents specified in the forty-seventh section of the Audit Act.

Ordered to lie on the Table and be printed.

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

Totalizator Agency Board - Report for the year 1991-92.

- 6 SITTING OF THE HOUSE - Motion made and question - That the House, at its rising, adjourn until tomorrow at Ten o'clock (*Mr Gude*) - put and agreed to.
- 7 ACCIDENT COMPENSATION (WORKCOVER) BILL - Mr Gude obtained leave, with Mr McNamara, to bring in a Bill "to amend the 'Accident Compensation Act 1985', the 'Workers Compensation Act 1958', the 'Occupational Health and Safety Act 1985' and the 'Transport Accident Act 1986' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 APPROPRIATION (INTERIM PROVISION 1992-93) BILL - Declaration of Bill as Urgent - Limitation of debate - Mr Gude declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.

Mr Speaker having ascertained that twenty members approved of the proposed motion being put -

Question - That the Bill be considered an urgent Bill - put and agreed to.

Motion made and question - That the time allotted for the remaining stages of the Bill be until 12.00 noon this day (*Mr Gude*) - after debate, put.

The House divided.

AYES, 60

Mr Ashley	Mr Jenkins	Mr Paterson	Mr Spry
Mr Bildstien	Mr John	Mr Perrin	Mr Steggall
Mr Brown	Mr Kennett	Mr Perton	Mr Stockdale
Mr Clark	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Coleman	Mr Leigh	Mrs Peulich	Mrs Tehan
Mr Cooper	Mr Lupton	Mr Phillips	Mr Thompson
Mr Davis	Mrs McGill	Mr Plowman	(Sandringham)
Mr Dean	Mr McGrath	(Benambra)	Mr Traynor
Mr Doyle	(Warrnambool)	Mr Plowman	Mr Treasure
Mrs Elliott	Mr McGrath	(Evelyn)	Mr Turner
Mr Finn	(Wimmera)	Mr Reynolds	Mrs Wade
Mr Gude	Mr McLellan	Mr Richardson	Mr Weideman
Mr Hayward	(Frankston East)	Mr Rowe	Mr Wells
Mr Heffernan	Mr McNamara	Mr Ryan	
Mrs Henderson	Mr Maclellan	Mr Smith	
Mr Honeywood	(Pakenham)	(Glen Waverley)	Tellers
Mr Hyams	Mr Maughan	Mr Smith	Mr Elder
Mr Jasper	Dr Napthine	(Polwarth)	Mr McArthur

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Pandazopoulos	Mr Thwaites
Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Mr Loney	Mr Sheehan	<i>Tellers</i>
Mr Dollis	Mr Micallef	Mr Thomson	Ms Marple
Mrs Garbutt	Mr Mildenhall	(<i>Pascoe Vale</i>)	Dr Vaughan

And so it was resolved in the affirmative.

9 **APPROPRIATION (INTERIM PROVISION 1992-93) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

Limitation of Debate - The time allotted for the remaining stages of the Bill having expired -

Question - put.

The House divided.

AYES, 59

Mr Ashley	Mr Jasper	Mr Paterson	Mr Steggall
Mr Bildstien	Mr Jenkins	Mr Perrin	Mr Stockdale
Mr Brown	Mr John	Mr Perton	Mr Tanner
Mr Clark	Mr Kilgour	Mr Pescott	Mrs Tehan
Mr Coleman	Mr Leigh	Mrs Peulich	Mr Thompson
Mr Cooper	Mr Lupton	Mr Phillips	(<i>Sandringham</i>)
Mr Davis	Mr McArthur	Mr Plowman	Mr Traynor
Mr Dean	Mrs McGill	(<i>Benambra</i>)	Mr Treasure
Mr Doyle	Mr McGrath	Mr Plowman	Mr Turner
Mr Elder	(<i>Warrnambool</i>)	(<i>Evelyn</i>)	Mrs Wade
Mrs Elliott	Mr McGrath	Mr Reynolds	Mr Weideman
Mr Finn	(<i>Wimmera</i>)	Mr Richardson	Mr Wells
Mr Gude	Mr McLellan	Mr Rowe	
Mr Hayward	(<i>Frankston East</i>)	Mr Smith	
Mr Heffernan	Mr McNamara	(<i>Glen Waverley</i>)	<i>Tellers</i>
Mrs Henderson	Mr Maclellan	Mr Smith	Dr Napthine
Mr Honeywood	(<i>Pakenham</i>)	(<i>Polwarth</i>)	Mr Ryan
Mr Hyams	Mr Maughan	Mr Spry	

NOES, 25

Mr Andrianopoulos	Mr Haermeyer	Mr Micallef	Mr Thomson
Mr Baker	Mr Hamilton	Mr Mildenhall	(<i>Pascoe Vale</i>)
Mr Batchelor	Mr Kennan	Mr Pandazopoulos	Dr Vaughan
Dr Coghill	Ms Kirner	Mr Roper	
Mr Cole	Mr Leighton	Mr Sandon	<i>Tellers</i>
Mr Cunningham	Mr Loney	Mr Seitz	Mr Dollis
Mrs Garbutt	Ms Marple	Mr Sercombe	Mr Thwaites

And so it was resolved in the affirmative.

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

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

- 10 **APPROPRIATION (INTERIM PROVISION, PARLIAMENT 1992-93) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

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

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

- 12 **APPROPRIATION (INTERIM PROVISION, PARLIAMENT 1992-93) BILL** - Debate resumed on question - That this Bill be now read a second time.

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

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

- 13 **EMPLOYEE RELATIONS BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Gude*).

Mr Gude made the statement of intention required by section 85(5)(c) of the Constitution Act 1975

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

Motion made and question proposed - That the debate be adjourned until Thursday, 5 November 1992 (*Mr Gude*).

Amendment proposed - That the expression "Thursday, 5 November 1992" be omitted with the view of inserting in place thereof the expression "Monday, 1 March 1993" (*Mr Kennan*) - and, after debate -

Motion made and question - That the question be now put (*Mr Steggall*) - put.

The House divided.

AYES, 59

Mr Ashley	Mr Kennett	Mr Perrin	Mr Steggall
Mr Bildstien	Mr Kilgour	Mr Perton	Mr Stockdale
Mr Clark	Mr Leigh	Mr Pescott	Mr Tanner
Mr Coleman	Mr Lupton	Mrs Peulich	Mrs Tehan
Mr Davis	Mr McArthur	Mr Phillips	Mr Thompson
Mr Dean	Mrs McGill	Mr Plowman	(<i>Sandringham</i>)
Mr Doyle	Mr McGrath	(<i>Benambra</i>)	Mr Traynor
Mr Elder	(<i>Warrnambool</i>)	Mr Plowman	Mr Treasure
Mr Finn	Mr McGrath	(<i>Evelyn</i>)	Mr Turner
Mr Gude	(<i>Wimmera</i>)	Mr Reynolds	Mrs Wade
Mr Hayward	Mr McLellan	Mr Richardson	Mr Weideman
Mr Heffernan	(<i>Frankston East</i>)	Mr Rowe	Mr Wells
Mrs Henderson	Mr McNamara	Mr Ryan	
Mr Honeywood	Mr Maclellan	Mr Smith	
Mr Hyams	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	
Mr Jasper	Mr Maughan	Mr Smith	<i>Tellers</i>
Mr Jenkins	Dr Napthine	(<i>Polwarth</i>)	Mr Cooper
Mr John	Mr Paterson	Mr Spry	Mrs Elliott

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Pandazopoulos	Mr Thwaites
Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Ms Marple	Mr Sheehan	<i>Tellers</i>
Mr Dollis	Mr Micallef	Mr Thomson	Mr Loney
Mrs Garbutt	Mr Mildenhall	(<i>Pascoe Vale</i>)	Dr Vaughan

And so it was resolved in the affirmative.

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

The House divided.

AYES, 59

Mr Ashley	Mr Kennett	Mr Perrin	Mr Steggall
Mr Bildstien	Mr Kilgour	Mr Perton	Mr Stockdale
Mr Clark	Mr Leigh	Mr Pescott	Mr Tanner
Mr Coleman	Mr Lupton	Mrs Peulich	Mrs Tehan
Mr Davis	Mr McArthur	Mr Phillips	Mr Thompson
Mr Dean	Mrs McGill	Mr Plowman	(<i>Sandringham</i>)
Mr Doyle	Mr McGrath	(<i>Benambra</i>)	Mr Traynor
Mr Elder	(<i>Warrnambool</i>)	Mr Plowman	Mr Treasure
Mr Finn	Mr McGrath	(<i>Evelyn</i>)	Mr Turner
Mr Gude	(<i>Wimmera</i>)	Mr Reynolds	Mrs Wade
Mr Hayward	Mr McLellan	Mr Richardson	Mr Weideman
Mr Heffernan	(<i>Frankston East</i>)	Mr Rowe	Mr Wells
Mrs Henderson	Mr McNamara	Mr Ryan	
Mr Honeywood	Mr Maclellan	Mr Smith	
Mr Hyams	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	
Mr Jasper	Mr Maughan	Mr Smith	<i>Tellers</i>
Mr Jenkins	Dr Napthine	(<i>Polwarth</i>)	Mr Cooper
Mr John	Mr Paterson	Mr Spry	Mrs Elliott

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Pandazopoulos	Mr Thwaites
Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Ms Marple	Mr Sheehan	<i>Tellers</i>
Mr Dollis	Mr Micallef	Mr Thomson	Mr Loney
Mrs Garbutt	Mr Mildenhall	(<i>Pascoe Vale</i>)	Dr Vaughan

And so it was resolved in the affirmative.

Question - That the debate be adjourned until Thursday, 5 November 1992 - put.

The House divided.

AYES, 59

Mr Bildstien	Mr John	Mr Paterson	Mr Steggall
Mr Clark	Mr Kennett	Mr Perrin	Mr Stockdale
Mr Coleman	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Cooper	Mr Leigh	Mrs Peulich	Mrs Tehan
Mr Davis	Mr Lupton	Mr Phillips	Mr Thompson
Mr Dean	Mr McArthur	Mr Plowman	(Sandringham)
Mr Doyle	Mrs McGill	(Benambra)	Mr Traynor
Mr Elder	Mr McGrath	Mr Plowman	Mr Treasure
Mrs Elliott	(Warrnambool)	(Evelyn)	Mr Turner
Mr Finn	Mr McGrath	Mr Reynolds	Mrs Wade
Mr Gude	(Wimmera)	Mr Richardson	Mr Weideman
Mr Hayward	Mr McLellan	Mr Rowe	Mr Wells
Mr Heffernan	(Frankston East)	Mr Ryan	
Mrs Henderson	Mr McNamara	Mr Smith	
Mr Honeywood	Mr Maclellan	(Glen Waverley)	
Mr Hyams	(Pakenham)	Mr Smith	Tellers
Mr Jasper	Mr Maughan	(Polwarth)	Mr Ashley
Mr Jenkins	Dr Napthine	Mr Spry	Mr Perton

NOES, 27

Mr Andrianopoulos	Mr Hamilton	Mr Pandazopoulos	Dr Vaughan
Mr Baker	Mr Kennan	Mr Roper	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Sardon	
Dr Coghill	Mr Leighton	Mr Seitz	
Mr Cunningham	Mr Loney	Mr Sercombe	
Mr Dollis	Ms Marple	Mr Sheehan	Tellers
Mrs Garbutt	Mr Micallef	Mr Thomson	Mr Cole
Mr Haermeyer	Mr Mildenhall	(Pascoe Vale)	Mr Thwaites

And so it was resolved in the affirmative.

- 14 VITAL STATE INDUSTRIES (WORKS AND SERVICES) BILL - Motion made and question proposed - That this Bill be now read a second time (*Mr Gude*).
- Motion made and question - That the debate be now adjourned (*Mr Kennan*) - put and agreed to.
- Motion made and question proposed - That the debate be adjourned until Thursday, 5 November 1992 (*Mr Gude*).
- Amendment proposed - That the expression "until Thursday, 5 November 1992" be omitted with the view of inserting in place thereof the words "for one month" (*Mr Kennan*) - and, after debate -
- Motion made and question - That the question be now put (*Mr Smith, Glen Waverley*) - put and agreed to.
- Question - That the expression proposed to be omitted stand part of the question - accordingly put.

The House divided.

AYES, 58

Mr Bildstien	Mr John	Mr Paterson	Mr Steggall
Mr Clark	Mr Kennett	Mr Perrin	Mr Tanner
Mr Coleman	Mr Kilgour	Mr Pescott	Mrs Tehan
Mr Cooper	Mr Leigh	Mrs Peulich	Mr Thompson
Mr Davis	Mr Lupton	Mr Phillips	(Sandringham)
Mr Dean	Mr McArthur	Mr Plowman	Mr Traynor
Mr Doyle	Mrs McGill	(Benambra)	Mr Treasure
Mr Elder	Mr McGrath	Mr Plowman	Mr Turner
Mrs Elliott	(Warrnambool)	(Evelyn)	Mrs Wade
Mr Finn	Mr McGrath	Mr Reynolds	Mr Weideman
Mr Gude	(Wimmera)	Mr Richardson	Mr Wells
Mr Hayward	Mr McLellan	Mr Rowe	
Mr Heffernan	(Frankston East)	Mr Ryan	
Mrs Henderson	Mr McNamara	Mr Smith	
Mr Honeywood	Mr Maclellan	(Glen Waverley)	
Mr Hyams	(Pakenham)	Mr Smith	Tellers
Mr Jasper	Mr Maughan	(Polwarth)	Mr Ashley
Mr Jenkins	Dr Napthine	Mr Spry	Mr Perton

NOES, 27

Mr Andrianopoulos	Mr Hamilton	Mr Pandazopoulos	Dr Vaughan
Mr Baker	Mr Kennan	Mr Roper	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Sandon	
Dr Coghill	Mr Leighton	Mr Seitz	
Mr Cole	Mr Loney	Mr Sercombe	
Mr Dollis	Ms Marple	Mr Sheehan	Tellers
Mrs Garbutt	Mr Micallef	Mr Thomson	Mr Cunningham
Mr Haermeyer	Mr Mildenhall	(Pascoe Vale)	Mr Thwaites

And so it was resolved in the affirmative.

Ordered - That the debate be adjourned until Thursday, 5 November 1992.

- 15 **DAIRY INDUSTRY BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr McNamara*).

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

Ordered, after debate - That the debate be adjourned until Tuesday, 10 November 1992.

- 16 **VICTORIAN TOURISM COMMISSION (TOURISM VICTORIA) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr McNamara*).

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

Ordered, after debate - That the debate be adjourned until Thursday, 5 November 1992.

- 17 **POLICE REGULATION (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr McNamara*).

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

Motion made and question proposed - That the debate be adjourned until Wednesday, 4 November 1992 (*Mr McNamara*).

Amendment proposed - That the expression "until Wednesday, 4 November 1992" be omitted with the view of inserting in place thereof the words "for two weeks" (*Mr Sercombe*) - and, after debate -

Motion made and question - That the question be now put (*Mr Steggall*) - put.

The House divided.

AYES, 57

Mr Bildstien	Mr Jenkins	Mr Paterson	Mr Spry
Mr Clark	Mr John	Mr Perrin	Mr Steggall
Mr Coleman	Mr Kilgour	Mr Pescott	Mr Stockdale
Mr Cooper	Mr Leigh	Mrs Peulich	Mr Tanner
Mr Davis	Mr Lupton	Mr Phillips	Mrs Tehan
Mr Dean	Mr McArthur	Mr Plowman	Mr Thompson
Mr Doyle	Mrs McGill	(<i>Benambra</i>)	(<i>Sandringham</i>)
Mr Elder	Mr McGrath	Mr Plowman	Mr Traynor
Mrs Elliott	(<i>Warrnambool</i>)	(<i>Evelyn</i>)	Mr Treasure
Mr Finn	Mr McGrath	Mr Reynolds	Mr Turner
Mr Gude	(<i>Wimmera</i>)	Mr Richardson	Mrs Wade
Mr Hayward	Mr McLellan	Mr Rowe	Mr Weideman
Mr Heffernan	(<i>Frankston East</i>)	Mr Ryan	Mr Wells
Mrs Henderson	Mr Maclellan	Mr Smith	<i>Tellers</i>
Mr Honeywood	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	Mr Ashley
Mr Hyams	Mr Maughan	Mr Smith	Mr Perton
Mr Jasper	Dr Napthine	(<i>Polwarth</i>)	

NOES, 25

Mr Andrianopoulos	Mr Hamilton	Mr Sandon	
Mr Baker	Mr Leighton	Mr Seitz	
Mr Batchelor	Mr Loney	Mr Sercombe	
Dr Coghill	Ms Marple	Mr Sheehan	
Mr Cole	Mr Micallef	Mr Thomson	
Mr Dollis	Mr Mildenhall	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Mrs Garbutt	Mr Pandazopoulos	Dr Vaughan	Mr Cunningham
Mr Haermeyer	Mr Roper	Mrs Wilson	Mr Thwaites

And so it was resolved in the affirmative.

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

The House divided.

AYES, 57

Mr Ashley	Mr Jenkins	Mr Perrin	Mr Spry
Mr Bildstien	Mr John	Mr Perton	Mr Steggall
Mr Clark	Mr Kilgour	Mr Pescott	Mr Stockdale
Mr Coleman	Mr Leigh	Mrs Peulich	Mr Tanner
Mr Cooper	Mr Lupton	Mr Phillips	Mrs Tehan
Mr Davis	Mr McArthur	Mr Plowman	Mr Thompson
Mr Dean	Mrs McGill	(Benambra)	(Sandringham)
Mr Doyle	Mr McGrath	Mr Plowman	Mr Traynor
Mr Elder	(Warrnambool)	(Evelyn)	Mr Treasure
Mrs Elliott	Mr McGrath	Mr Reynolds	Mr Turner
Mr Finn	(Wimmera)	Mr Richardson	Mrs Wade
Mr Gude	Mr McLellan	Mr Rowe	Mr Weideman
Mr Hayward	(Frankston East)	Mr Ryan	Mr Wells
Mr Heffernan	Mr Maclellan	Mr Smith	<i>Tellers</i>
Mrs Henderson	(Pakenham)	(Glen Waverley)	Mr Jasper
Mr Honeywood	Mr Maughan	Mr Smith	Mr Paterson
Mr Hyams	Dr Napthine	(Polwarth)	

NOES, 25

Mr Andrianopoulos	Mrs Garbutt	Mr Roper	Mr Thwaites
Mr Baker	Mr Haermeyer	Mr Sandon	Dr Vaughan
Mr Batchelor	Mr Leighton	Mr Seitz	Mrs Wilson
Dr Coghill	Mr Loney	Mr Sercombe	<i>Tellers</i>
Mr Cole	Ms Marple	Mr Sheehan	Mr Hamilton
Mr Cunningham	Mr Micallef	Mr Thomson	Mr Mildenhall
Mr Dollis	Mr Pandazopoulos	(Pascoe Vale)	

And so it was resolved in the affirmative.

Question - That the debate be adjourned until Wednesday, 4 November 1992 - put.

The House divided.

AYES, 57

Mr Bildstien	Mr Jenkins	Mr Paterson	Mr Spry
Mr Clark	Mr John	Mr Perrin	Mr Steggall
Mr Coleman	Mr Kilgour	Mr Pescott	Mr Stockdale
Mr Cooper	Mr Leigh	Mrs Peulich	Mr Tanner
Mr Davis	Mr Lupton	Mr Phillips	Mrs Tehan
Mr Dean	Mr McArthur	Mr Plowman	Mr Thompson
Mr Doyle	Mrs McGill	(Benambra)	(Sandringham)
Mr Elder	Mr McGrath	Mr Plowman	Mr Traynor
Mrs Elliott	(Warrnambool)	(Evelyn)	Mr Treasure
Mr Finn	Mr McGrath	Mr Reynolds	Mr Turner
Mr Gude	(Wimmera)	Mr Richardson	Mrs Wade
Mr Hayward	Mr McLellan	Mr Rowe	Mr Weideman
Mr Heffernan	(Frankston East)	Mr Ryan	Mr Wells
Mrs Henderson	Mr Maclellan	Mr Smith	Tellers
Mr Honeywood	(Pakenham)	(Glen Waverley)	Mr Ashley
Mr Hyams	Mr Maughan	Mr Smith	Mr Perton
Mr Jasper	Dr Napthine	(Polwarth)	

NOES, 26

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Baker	Mr Kennan	Mr Sandon	
Mr Batchelor	Mr Leighton	Mr Seitz	
Dr Coghill	Mr Loney	Mr Sercombe	
Mr Cole	Ms Marple	Mr Sheehan	
Mr Dollis	Mr Micallef	Mr Thomson	Tellers
Mrs Garbutt	Mr Mildenhall	(Pascoe Vale)	Mr Cunningham
Mr Haermeyer	Mr Pandazopoulos	Dr Vaughan	Mr Thwaites

And so it was resolved in the affirmative.

- 18 **APPROPRIATION (INTERIM PROVISION, PARLIAMENT 1992-93) BILL - Declaration of Bill as Urgent - Limitation of debate** - Mr Smith (Polwarth) declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.
- Mr Speaker having ascertained that twenty members approved of the proposed motion being put -
- Question - That the Bill be considered an urgent Bill - put and agreed to.
- Motion made and question - That the time allotted for the remaining stages of the Bill be until 9.00 p.m. this day (Mr Smith, Polwarth) - put, after debate, and agreed to.
- 19 **APPROPRIATION (INTERIM PROVISION, PARLIAMENT 1992-93) BILL** - Read a second time and, by leave, read a third time forthwith.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 20 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos 8 to 10 inclusive, be postponed until later this day.

- 21 INTELLECTUALLY DISABLED PERSONS' SERVICES (TRUST MONEY) BILL - Motion made and question proposed - That this Bill be now read a second time (*Mrs Tehan*).
- Motion made and question - That the debate be now adjourned (*Mrs Garbutt*) - put and agreed to.
- Motion made and question proposed - That the debate be adjourned until tomorrow (*Mrs Tehan*).
- Amendment proposed - That the words "until tomorrow" be omitted with the view of inserting in place thereof the words "for two weeks" (*Mrs Garbutt*) - and, after debate -
- Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders.*
- Motion made and question - That the sitting be continued (*Mr Maclellan, Pakenham*) - put and agreed to.
- Debate resumed on question and amendment.
- Motion made and question - That the question be now put (*Mr Maclellan, Pakenham*) - put.
- The House divided.

AYES, 57

Mr Ashley	Mr Jenkins	Mr Perrin	Mr Spry
Mr Bildstien	Mr John	Mr Perton	Mr Steggall
Mr Clark	Mr Kilgour	Mr Pescott	Mr Stockdale
Mr Coleman	Mr Leigh	Mrs Peulich	Mr Tanner
Mr Davis	Mr Lupton	Mr Phillips	Mrs Tehan
Mr Dean	Mrs McGill	Mr Plowman	Mr Thompson
Mr Doyle	Mr McGrath	(<i>Benambra</i>)	(<i>Sandringham</i>)
Mr Elder	(<i>Warrnambool</i>)	Mr Plowman	Mr Traynor
Mrs Elliott	Mr McGrath	(<i>Evelyn</i>)	Mr Treasure
Mr Finn	(<i>Wimmera</i>)	Mr Reynolds	Mr Turner
Mr Gude	Mr McLellan	Mr Richardson	Mrs Wade
Mr Hayward	(<i>Frankston East</i>)	Mr Rowe	Mr Weideman
Mr Heffernan	Mr Maclellan	Mr Ryan	Mr Wells
Mrs Henderson	(<i>Pakenham</i>)	Mr Smith	
Mr Honeywood	Mr Maughan	(<i>Glen Waverley</i>)	<i>Tellers</i>
Mr Hyams	Dr Napthine	Mr Smith	Mr Cooper
Mr Jasper	Mr Paterson	(<i>Polwarth</i>)	Mr McArthur

NOES, 26

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Baker	Mr Kennan	Mr Sandon	
Mr Batchelor	Mr Leighton	Mr Seitz	
Dr Coghill	Mr Loney	Mr Sercombe	
Mr Cole	Ms Marple	Mr Sheehan	
Mr Cunningham	Mr Micallef	Mr Thomson	<i>Tellers</i>
Mrs Garbutt	Mr Mildenhall	(<i>Pascoe Vale</i>)	Mr Dollis
Mr Haermeyer	Mr Pandazopoulos	Dr Vaughan	Mr Thwaites

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, 57

Mr Ashley	Mr John	Mr Perrin	Mr Spry
Mr Bildstien	Mr Kilgour	Mr Perton	Mr Steggall
Mr Coleman	Mr Leigh	Mr Pescott	Mr Stockdale
Mr Cooper	Mr Lupton	Mrs Peulich	Mr Tanner
Mr Davis	Mr McArthur	Mr Phillips	Mrs Tehan
Mr Dean	Mrs McGill	Mr Plowman	Mr Thompson
Mr Doyle	Mr McGrath	(Benambra)	(Sandringham)
Mr Elder	(Warrnambool)	Mr Plowman	Mr Traynor
Mrs Elliott	Mr McGrath	(Evelyn)	Mr Treasure
Mr Gude	(Wimmera)	Mr Reynolds	Mr Turner
Mr Hayward	Mr McLellan	Mr Richardson	Mrs Wade
Mr Heffernan	(Frankston East)	Mr Rowe	Mr Weideman
Mrs Henderson	Mr Maclellan	Mr Ryan	Mr Wells
Mr Honeywood	(Pakenham)	Mr Smith	
Mr Hyams	Mr Maughan	(Glen Waverley)	Tellers
Mr Jasper	Dr Napthine	Mr Smith	Mr Clark
Mr Jenkins	Mr Paterson	(Polwarth)	Mr Finn

NOES, 26

Mr Baker	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Ms Marple	Mr Sheehan	
Mr Cunningham	Mr Micallef	Mr Thomson	
Mr Dollis	Mr Mildenhall	(Pascoe Vale)	Tellers
Mrs Garbutt	Mr Pandazopoulos	Mr Thwaites	Mr Andrianopoulos
Mr Haermeyer	Mr Roper	Dr Vaughan	Mr Loney

And so it was resolved in the affirmative.

Ordered - That the debate be adjourned until tomorrow.

- 22 CHILDREN AND YOUNG PERSONS (AMENDMENT) BILL - Motion made and question proposed - That this Bill be now read a second time (*Mrs Tehan*).
- Motion made and question - That the debate be now adjourned (*Mrs Garbutt*) - put and agreed to.
- Motion made and question proposed - That the debate be adjourned until tomorrow (*Mrs Tehan*).
- Amendment proposed - That the words "until tomorrow" be omitted with the view of inserting in place thereof the words "for one week" (*Mrs Garbutt*) - and, after debate -
- Question - That the words proposed to be omitted stand part of the question - put.

The House divided.

AYES, 58

Mr Ashley	Mr Kennett	Mr Perton	Mr Stockdale
Mr Bildstien	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Coleman	Mr Leigh	Mrs Peulich	Mrs Tehan
Mr Cooper	Mr Lupton	Mr Phillips	Mr Thompson
Mr Davis	Mr McArthur	Mr Plowman	(Sandringham)
Mr Dean	Mrs McGill	(Benambra)	Mr Traynor
Mr Doyle	Mr McGrath	Mr Plowman	Mr Treasure
Mr Elder	(Warrnambool)	(Evelyn)	Mr Turner
Mrs Elliott	Mr McGrath	Mr Reynolds	Mrs Wade
Mr Gude	(Wimmera)	Mr Richardson	Mr Weideman
Mr Hayward	Mr McLellan	Mr Rowe	Mr Wells
Mr Heffernan	(Frankston East)	Mr Ryan	
Mrs Henderson	Mr Maclellan	Mr Smith	
Mr Honeywood	(Pakenham)	(Glen Waverley)	
Mr Hyams	Mr Maughan	Mr Smith	
Mr Jasper	Dr Napthine	(Polwarth)	Tellers
Mr Jenkins	Mr Paterson	Mr Spry	Mr Clark
Mr John	Mr Perrin	Mr Steggall	Mr Finn

NOES, 27

Mr Baker	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Batchelor	Mr Kennan	Mr Sandon	Mrs Wilson
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Ms Marple	Mr Sheehan	
Mr Dollis	Mr Micallif	Mr Thomson	Tellers
Mrs Garbutt	Mr Mildenhall	(Pascoe Vale)	Mr Andrianopoulos
Mr Haermeyer	Mr Pandazopoulos	Mr Thwaites	Mr Loney

And so it was resolved in the affirmative.

Ordered - That the debate be adjourned until tomorrow.

- 23 **MILDURA COLLEGE LAND (RANFURLY) BILL** - Read a second time, after debate and, by leave, read a third time forthwith.

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

- 24 **SUNSHINE LAND BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Coleman*).

Mr Coleman made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.

Motion made and question - That the debate be now adjourned (*Mr Thomson, Pascoe Vale*) - put and agreed to.

Motion made and question proposed - That the debate be adjourned until tomorrow (*Mr Coleman*) - and, after debate -

Amendment proposed - That the word "tomorrow" be omitted with the view of inserting in place thereof the expression "Wednesday, 4 November 1992" (*Mr Thomson, Pascoe Vale*).

Question - That the word proposed to be omitted stand part of the question - put.

The House divided.

AYES, 57

Mr Ashley	Mr Kennett	Mr Perton	Mr Stockdale
Mr Bildstien	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Coleman	Mr Leigh	Mrs Peulich	Mrs Tehan
Mr Cooper	Mr Lupton	Mr Phillips	Mr Thompson
Mr Davis	Mr McArthur	Mr Plowman	(Sandringham)
Mr Dean	Mrs McGill	(Benambra)	Mr Traynor
Mr Doyle	Mr McGrath	Mr Plowman	Mr Treasure
Mr Elder	(Warrnambool)	(Evelyn)	Mr Turner
Mrs Elliott	Mr McGrath	Mr Reynolds	Mr Weideman
Mr Gude	(Wimmera)	Mr Richardson	Mr Wells
Mr Hayward	Mr McLellan	Mr Rowe	
Mr Heffernan	(Frankston East)	Mr Ryan	
Mrs Henderson	Mr Maclellan	Mr Smith	
Mr Honeywood	(Pakenham)	(Glen Waverley)	
Mr Hyams	Mr Maughan	Mr Smith	Tellers
Mr Jasper	Dr Napthine	(Polwarth)	Mr Clark
Mr Jenkins	Mr Paterson	Mr Spry	Mr Finn
Mr John	Mr Perrin	Mr Steggall	

NOES, 27

Mr Baker	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Batchelor	Mr Kennan	Mr Sandon	Mrs Wilson
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Ms Marple	Mr Sheehan	
Mr Dollis	Mr Micallef	Mr Thomson	Tellers
Mrs Garbutt	Mr Mildenhall	(Pascoe Vale)	Mr Andrianopoulos
Mr Haermeyer	Mr Pandazopoulos	Mr Thwaites	Mr Loney

And so it was resolved in the affirmative.

Ordered - That the debate be adjourned until tomorrow.

- 25 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:

Appropriation (Interim Provision 1992-93) Bill
 Appropriation (Interim Provision, Parliament 1992-93) Bill.

- 26 **BORROWING AND INVESTMENT POWERS (MELBOURNE WATER CORPORATION) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Stockdale*) - and, after debate -

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

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

- 27 **LAND TAX (REVISION) (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Stockdale*).

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

Ordered - That the debate be adjourned until tomorrow.

- 28 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a message from His Excellency the Governor recommending an appropriation for the purpose of the Borrowing and Investment Powers (Melbourne Water Corporation) Bill.
- 29 **BORROWING AND INVESTMENT POWERS (MELBOURNE WATER CORPORATION) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.

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

FRIDAY, 30 OCTOBER 1992

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

- 30 **CONSTITUTION (MINISTERS) 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 (*Ms Kirner*) - put and agreed to.

Motion made and question proposed - That the debate be adjourned until tomorrow (*Mr Kennett*).

Amendment proposed - That the words "until tomorrow" be omitted with the view of inserting in place thereof the words "for two weeks" (*Ms Kirner*) - and, after debate -

Motion made and question - That the question be now put (*Mr Gude*) - put.

The House divided.

AYES, 54

Mr Ashley	Mr Jasper	Mr Paterson	Mr Spry
Mr Bildstien	Mr Jenkins	Mr Perton	Mr Steggall
Mr Clark	Mr John	Mrs Peulich	Mr Stockdale
Mr Coleman	Mr Kennett	Mr Phillips	Mr Tanner
Mr Cooper	Mr Kilgour	Mr Plowman	Mrs Tehan
Mr Davis	Mr Leigh	(<i>Benambra</i>)	Mr Thompson
Mr Dean	Mr Lupton	Mr Plowman	(<i>Sandringham</i>)
Mr Doyle	Mr McArthur	(<i>Evelyn</i>)	Mr Traynor
Mr Elder	Mr McGrath	Mr Reynolds	Mr Treasure
Mrs Elliott	(<i>Warrnambool</i>)	Mr Richardson	Mr Turner
Mr Finn	Mr McLellan	Mr Rowe	Mr Weideman
Mr Gude	(<i>Frankston East</i>)	Mr Ryan	Mr Wells
Mr Hayward	Mr Maclellan	Mr Smith	
Mrs Henderson	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	<i>Tellers</i>
Mr Honeywood	Mr Maughan	Mr Smith	Mrs McGill
Mr Hyams	Dr Napthine	(<i>Polwarth</i>)	Mr Perrin

NOES, 27

Mr Andrianopoulos	Mr Kennan	Mr Roper	Dr Vaughan
Mr Baker	Ms Kirner	Mr Sandon	Mrs Wilson
Mr Batchelor	Mr Leighton	Mr Seitz	
Dr Coghill	Mr Loney	Mr Sercombe	
Mr Cole	Ms Marple	Mr Sheehan	
Mr Cunningham	Mr Micallef	Mr Thomson	<i>Tellers</i>
Mr Dollis	Mr Mildenhall	(<i>Pascoe Vale</i>)	Mr Haermeyer
Mrs Garbutt	Mr Pandazopoulos	Mr Thwaites	Mr Hamilton

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, 53

Mr Ashley	Mr Jasper	Mr Perton	Mr Steggall
Mr Bildstien	Mr Jenkins	Mrs Peulich	Mr Stockdale
Mr Clark	Mr Kennett	Mr Phillips	Mr Tanner
Mr Coleman	Mr Kilgour	Mr Plowman	Mrs Tehan
Mr Cooper	Mr Leigh	(<i>Benambra</i>)	Mr Thompson
Mr Davis	Mr Lupton	Mr Plowman	(<i>Sandringham</i>)
Mr Dean	Mr McArthur	(<i>Evelyn</i>)	Mr Traynor
Mr Doyle	Mr McGrath	Mr Reynolds	Mr Treasure
Mr Elder	(<i>Warrnambool</i>)	Mr Richardson	Mr Turner
Mrs Elliott	Mr McLellan	Mr Rowe	Mr Weideman
Mr Finn	(<i>Frankston East</i>)	Mr Ryan	Mr Wells
Mr Gude	Mr Maclellan	Mr Smith	
Mr Hayward	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	
Mrs Henderson	Mr Maughan	Mr Smith	<i>Tellers</i>
Mr Honeywood	Dr Napthine	(<i>Polwarth</i>)	Mrs McGill
Mr Hyams	Mr Paterson	Mr Spry	Mr Perrin

NOES, 27

Mr Andrianopoulos	Mr Kennan	Mr Roper	Dr Vaughan
Mr Baker	Ms Kirner	Mr Sandon	Mrs Wilson
Mr Batchelor	Mr Leighton	Mr Seitz	
Dr Coghill	Mr Loney	Mr Sercombe	
Mr Cole	Ms Marple	Mr Sheehan	
Mr Cunningham	Mr Micallef	Mr Thomson	<i>Tellers</i>
Mr Dollis	Mr Mildenhall	(<i>Pascoe Vale</i>)	Mr Haermeyer
Mrs Garbutt	Mr Pandazopoulos	Mr Thwaites	Mr Hamilton

And so it was resolved in the affirmative.

Ordered - That the debate be adjourned until tomorrow.

31 **PARLIAMENTARY COMMITTEES (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 Roper*) - put and agreed to.

Motion made and question proposed - That the debate be adjourned until tomorrow (*Mr Kennett*).

Amendment proposed - That the words "until tomorrow" be omitted with the view of inserting in place thereof the words "for two weeks" (*Mr Roper*) - and, after debate -

Motion made and question - That the question be now put (*Mr Gude*) - put and agreed to.

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

The House divided.

AYES, 56

Mr Ashley	Mr Jasper	Dr Napthine	Mr Steggall
Mr Bildstien	Mr Jenkins	Mr Paterson	Mr Stockdale
Mr Clark	Mr John	Mr Perrin	Mr Tanner
Mr Coleman	Mr Kennett	Mr Perton	Mrs Tehan
Mr Cooper	Mr Kilgour	Mr Pescott	Mr Thompson
Mr Davis	Mr Lupton	Mrs Peulich	(<i>Sandringham</i>)
Mr Dean	Mr McArthur	Mr Phillips	Mr Traynor
Mr Doyle	Mrs McGill	Mr Plowman	Mr Treasure
Mr Elder	Mr McGrath	(<i>Benambra</i>)	Mr Turner
Mrs Elliott	(<i>Warrnambool</i>)	Mr Plowman	Mr Weideman
Mr Finn	Mr McGrath	(<i>Evelyn</i>)	Mr Wells
Mr Gude	(<i>Wimmera</i>)	Mr Reynolds	
Mr Hayward	Mr McLellan	Mr Richardson	
Mr Heffernan	(<i>Frankston East</i>)	Mr Ryan	
Mrs Henderson	Mr Maclellan	Mr Smith	<i>Tellers</i>
Mr Honeywood	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	Mr Leigh
Mr Hyams	Mr Maughan	Mr Spry	Mr Rowe

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Mildenhall	Mr Thwaites
Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Mr Loney	Mr Sheehan	<i>Tellers</i>
Mr Dollis	Ms Marple	Mr Thomson	Mr Pandazopoulos
Mrs Garbutt	Mr Micallef	(<i>Pascoe Vale</i>)	Dr Vaughan

And so it was resolved in the affirmative.

Ordered - That the debate be adjourned until tomorrow.

32 PARLIAMENTARY SALARIES AND SUPERANNUATION (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 (*Ms Kirner*) - put and agreed to.

Motion made and question proposed - That the debate be adjourned until tomorrow (*Mr Kennett*).

Amendment proposed - That the word "tomorrow" be omitted with the view of inserting in place thereof the expression "Tuesday, 10 November 1992" (*Ms Kirner*) - and, after debate -

Question - That the word proposed to be omitted stand part of the question - put.

The House divided.

AYES, 54

Mr Ashley	Mr Kennett	Mr Perton	Mr Spry
Mr Bildstien	Mr Kilgour	Mr Pescott	Mr Steggall
Mr Clark	Mr Leigh	Mrs Peulich	Mr Stockdale
Mr Coleman	Mr Lupton	Mr Phillips	Mr Tanner
Mr Davis	Mr McArthur	Mr Plowman	Mrs Tehan
Mr Dean	Mrs McGill	(Benambra)	Mr Thompson
Mr Doyle	Mr McGrath	Mr Plowman	(Sandringham)
Mr Elder	(Warrnambool)	(Evelyn)	Mr Traynor
Mrs Elliott	Mr McLellan	Mr Reynolds	Mr Treasure
Mr Finn	(Frankston East)	Mr Richardson	Mr Turner
Mr Hayward	Mr Maclellan	Mr Rowe	Mr Weideman
Mr Heffernan	(Pakenham)	Mr Ryan	Mr Wells
Mr Hyams	Mr Maughan	Mr Smith	
Mr Jasper	Dr Napthine	(Glen Waverley)	<i>Tellers</i>
Mr Jenkins	Mr Paterson	Mr Smith	Mrs Henderson
Mr John	Mr Perrin	(Polwarth)	Mr Honeywood

NOES, 27

Mr Baker	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Batchelor	Mr Kennan	Mr Sandon	Mrs Wilson
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Mr Loney	Mr Sheehan	
Mr Dollis	Mr Micallef	Mr Thomson	<i>Tellers</i>
Mrs Garbutt	Mr Mildenhall	(Pascoe Vale)	Mr Andrianopoulos
Mr Haermeyer	Mr Pandazopoulos	Mr Thwaites	Ms Marple

And so it was resolved in the affirmative.

Ordered - That the debate be adjourned until tomorrow.

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

34 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

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

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 4 - Friday, 30 October 1992

- 1 The House met pursuant to adjournment. Mr Speaker took the Chair and read the Prayer.
- 2 **PAPERS -**
The following Papers, pursuant to the direction of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Gas and Fuel Corporation Superannuation Board - Report for the year 1991-92
 - Stamps Act 1958 - Report of exemptions and partial exemptions approved and refunds made pursuant to section 137R for the year 1991-92.
- 3 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:
 - Constitution (Ministers) Bill
 - Land Tax (Revision) (Amendment) Bill
 - Parliamentary Committees (Amendment) Bill
 - Parliamentary Salaries and Superannuation (Further Amendment) Bill
 - Police Regulation (Amendment) Bill.
- 4 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until Wednesday, 4 November 1992 (*Mr Gude*) - put and agreed to.
- 5 **PUBLIC SECTOR MANAGEMENT BILL** - Mr Kennett obtained leave, with Mr McNamara, to bring in a Bill "*to reform the management of the Victorian public sector, to repeal the 'Public Service Act 1974', to amend the 'Employee Relations Act 1992', the 'Administrative Arrangements Act 1983', the 'Bank Holidays 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.
- 6 **ANNUAL LEAVE PAYMENTS BILL** - Mr Gude obtained leave, with Mr Stockdale, to bring in a Bill "*to make fresh provision for payments to be made to employees covered by State Awards when proceeding on annual leave*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 **TREASURY CORPORATION OF VICTORIA BILL** - Mr Stockdale obtained leave, with Mr Smith (*Polwarth*), to bring in a Bill "*to establish the Treasury Corporation of Victoria, to repeal the 'Victorian Public Authorities Finance Act 1984', to make consequential amendments to certain Acts and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 **CONSTITUTION (MINISTERS) BILL - Declaration of Bill as Urgent - Limitation of debate** - Mr Gude declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.
Mr Speaker having ascertained that twenty members approved of the proposed motion being put -
Question - That the Bill be considered an urgent Bill - put and agreed to.
Motion made and question - That the time allotted for the remaining stages of the Bill be until 11.30 a.m. this day (*Mr Gude*) - after debate, put.

The House divided.

AYES, 54

Mr Ashley	Mr Jenkins	Mr Paterson	Mr Spry
Mr Clark	Mr Kennett	Mr Perrin	Mr Steggall
Mr Coleman	Mr Kilgour	Mr Perton	Mr Stockdale
Mr Cooper	Mr Leigh	Mr Phillips	Mr Tanner
Mr Davis	Mr Lupton	Mr Plowman	Mrs Tehan
Mr Dean	Mr McArthur	(Benambra)	Mr Thompson
Mr Doyle	Mrs McGill	Mr Plowman	(Sandringham)
Mr Elder	Mr McGrath	(Evelyn)	Mr Traynor
Mrs Elliott	(Warrnambool)	Mr Reynolds	Mr Treasure
Mr Finn	Mr McLellan	Mr Richardson	Mr Turner
Mr Gude	(Frankston East)	Mr Rowe	Mr Weideman
Mr Hayward	Mr McNamara	Mr Ryan	Mr Wells
Mrs Henderson	Mr Maclellan	Mr Smith	
Mr Honeywood	(Pakenham)	(Glen Waverley)	Tellers
Mr Hyams	Mr Maughan	Mr Smith	Mr Bildstien
Mr Jasper	Dr Napthine	(Polwarth)	Mrs Peulich

NOES, 27

Mr Andrianopoulos	Mr Hamilton	Mr Pandazopoulos	Mr Thwaites
Mr Baker	Mr Kennan	Mr Roper	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Sandon	
Dr Coghill	Mr Leighton	Mr Seitz	
Mr Cole	Mr Loney	Mr Sercombe	
Mr Dollis	Ms Marple	Mr Sheehan	Tellers
Mrs Garbutt	Mr Micallef	Mr Thomson	Mr Cunningham
Mr Haermeyer	Mr Mildenhall	(Pascoe Vale)	Dr Vaughan

And so it was resolved in the affirmative.

- 9 CONSTITUTION (MINISTERS) BILL - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

Limitation of Debate - The time allotted for the remaining stages of the Bill having expired -

Question - put.

The House divided.

AYES, 52

Mr Ashley	Mr Jasper	Mr Perton	Mr Tanner
Mr Bildstien	Mr Jenkins	Mrs Peulich	Mrs Tehan
Mr Clark	Mr Kennett	Mr Phillips	Mr Thompson
Mr Coleman	Mr Kilgour	Mr Plowman	(Sandringham)
Mr Cooper	Mr Leigh	(Benambra)	Mr Traynor
Mr Davis	Mr Lupton	Mr Reynolds	Mr Treasure
Mr Dean	Mr McArthur	Mr Richardson	Mr Weideman
Mr Doyle	Mrs McGill	Mr Rowe	Mr Wells
Mr Elder	Mr McLellan	Mr Ryan	
Mrs Elliott	(Frankston East)	Mr Smith	
Mr Finn	Mr McNamara	(Glen Waverley)	
Mr Gude	Mr Maclellan	Mr Smith	
Mr Hayward	(Pakenham)	(Polwarth)	
Mrs Henderson	Dr Napthine	Mr Spry	Tellers
Mr Honeywood	Mr Paterson	Mr Steggall	Mr Maughan
Mr Hyams	Mr Perrin	Mr Stockdale	Mr Turner

NOES, 27

Mr Baker	Mr Kennan	Mr Roper	Dr Vaughan
Mr Batchelor	Ms Kirner	Mr Sandon	Mrs Wilson
Dr Coghill	Mr Leighton	Mr Seitz	
Mr Cole	Mr Loney	Mr Sercombe	
Mr Cunningham	Ms Marple	Mr Sheehan	
Mr Dollis	Mr Micallef	Mr Thomson	<i>Tellers</i>
Mrs Garbutt	Mr Mildenhall	(<i>Pascoe Vale</i>)	Mr Andrianopoulos
Mr Hamilton	Mr Pandazopoulos	Mr Thwaites	Mr Haermeyer

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 Kennett*) - put.

The House divided.

AYES, 54

Mr Ashley	Mr Jasper	Dr Napthine	Mr Steggall
Mr Bildstien	Mr Jenkins	Mr Paterson	Mr Stockdale
Mr Clark	Mr Kennett	Mr Perrin	Mr Tanner
Mr Coleman	Mr Kilgour	Mr Pescott	Mrs Tehan
Mr Cooper	Mr Leigh	Mrs Peulich	Mr Thompson
Mr Davis	Mr Lupton	Mr Plowman	(<i>Sandringham</i>)
Mr Dean	Mr McArthur	(<i>Benambra</i>)	Mr Traynor
Mr Doyle	Mrs McGill	Mr Reynolds	Mr Treasure
Mr Elder	Mr McGrath	Mr Richardson	Mr Turner
Mrs Elliott	(<i>Warrnambool</i>)	Mr Rowe	Mr Weideman
Mr Finn	Mr McLellan	Mr Ryan	Mr Wells
Mr Gude	(<i>Frankston East</i>)	Mr Smith	
Mr Hayward	Mr McNamara	(<i>Glen Waverley</i>)	
Mrs Henderson	Mr Maclellan	Mr Smith	<i>Tellers</i>
Mr Honeywood	(<i>Pakenham</i>)	(<i>Polwarth</i>)	Mr Perton
Mr Hyams	Mr Maughan	Mr Spry	Mr Phillips

NOES, 27

Mr Baker	Mr Kennan	Mr Roper	Dr Vaughan
Mr Batchelor	Ms Kirner	Mr Sandon	Mrs Wilson
Dr Coghill	Mr Leighton	Mr Seitz	
Mr Cole	Mr Loney	Mr Sercombe	
Mr Cunningham	Ms Marple	Mr Sheehan	
Mr Dollis	Mr Micallef	Mr Thomson	<i>Tellers</i>
Mrs Garbutt	Mr Mildenhall	(<i>Pascoe Vale</i>)	Mr Andrianopoulos
Mr Hamilton	Mr Pandazopoulos	Mr Thwaites	Mr Haermeyer

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

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

10 **APPROPRIATION (INTERIM PROVISION, PARLIAMENT 1992-93) BILL - APPROPRIATION (INTERIM PROVISION 1992-93) BILL** - Mr Speaker announced that he had, that day, presented to His Excellency the Governor the Appropriation (Interim Provision, Parliament 1992-93) Bill and the Appropriation (Interim Provision 1992-93) Bill to which His Excellency had been pleased to give the Royal Assent.

11 **PARLIAMENTARY COMMITTEES (AMENDMENT) BILL - Declaration of Bill as Urgent - Limitation of debate** - Mr Gude declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.

Mr Speaker having ascertained that twenty members approved of the proposed motion being put -

Question - That the Bill be considered an urgent Bill - put and agreed to.

Motion made and question - That the time allotted for the remaining stages of the Bill be until 1 p.m. this day (*Mr Gude*) - after debate, put.

The House divided

AYES, 56

Mr Ashley	Mr Jasper	Dr Napthine	Mr Stockdale
Mr Bildstien	Mr Jenkins	Mr Paterson	Mr Tanner
Mr Clark	Mr John	Mr Perrin	Mrs Tehan
Mr Coleman	Mr Kennett	Mr Pescott	Mr Thompson
Mr Cooper	Mr Kilgour	Mrs Peulich	(<i>Sandringham</i>)
Mr Davis	Mr Leigh	Mr Plowman	Mr Traynor
Mr Dean	Mr Lupton	(<i>Benambra</i>)	Mr Treasure
Mr Doyle	Mr McArthur	Mr Reynolds	Mr Turner
Mr Elder	Mrs McGill	Mr Richardson	Mr Weideman
Mrs Elliott	Mr McGrath	Mr Rowe	Mr Wells
Mr Finn	(<i>Wimmera</i>)	Mr Ryan	
Mr Gude	Mr McLellan	Mr Smith	
Mr Hayward	(<i>Frankston East</i>)	(<i>Glen Waverley</i>)	
Mr Heffernan	Mr McNamara	Mr Smith	
Mrs Henderson	Mr Maclellan	(<i>Polwarth</i>)	<i>Tellers</i>
Mr Honeywood	(<i>Pakenham</i>)	Mr Spry	Mr Perton
Mr Hyams	Mr Maughan	Mr Steggall	Mr Phillips

NOES, 27

Mr Baker	Mr Kennan	Mr Roper	Dr Vaughan
Mr Batchelor	Ms Kirner	Mr Sandon	Mrs Wilson
Dr Coghill	Mr Leighton	Mr Seitz	
Mr Cole	Mr Loney	Mr Sercombe	
Mr Cunningham	Ms Marple	Mr Sheehan	
Mr Dollis	Mr Micallef	Mr Thomson	<i>Tellers</i>
Mrs Garbutt	Mr Mildenhall	(<i>Pascoe Vale</i>)	Mr Andrianopoulos
Mr Hamilton	Mr Pandazopoulos	Mr Thwaites	Mr Haermeyer

And so it was resolved in the affirmative.

12 **PARLIAMENTARY COMMITTEES (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

Limitation of Debate - The time allotted for the remaining stages of the Bill having expired -

Question - put.

The House divided.

AYES, 54

Mr Ashley	Mr Jenkins	Mr Paterson	Mr Tanner
Mr Bildstien	Mr John	Mr Perrin	Mrs Tehan
Mr Clark	Mr Kennett	Mr Pescott	Mr Traynor
Mr Cooper	Mr Kilgour	Mrs Peulich	Mr Treasure
Mr Davis	Mr Leigh	Mr Phillips	Mr Turner
Mr Dean	Mr Lupton	Mr Plowman	Mr Weideman
Mr Doyle	Mr McArthur	(Benambra)	Mr Wells
Mr Elder	Mrs McGill	Mr Reynolds	
Mrs Elliott	Mr McGrath	Mr Richardson	
Mr Finn	(Wimmera)	Mr Rowe	
Mr Gude	Mr McLellan	Mr Ryan	
Mr Hayward	(Frankston East)	Mr Smith	
Mr Heffernan	Mr McNamara	(Glen Waverley)	
Mrs Henderson	Mr Maclellan	Mr Smith	Tellers
Mr Honeywood	(Pakenham)	(Polwarth)	Mr Perton
Mr Hyams	Mr Maughan	Mr Spry	Mr Thompson
Mr Jasper	Dr Napthine	Mr Steggall	(Sandringham)

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Mildenhall	Mr Thwaites
Mr Baker	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Mr Loney	Mr Sheehan	Tellers
Mr Dollis	Ms Marple	Mr Thomson	Mr Pandazopoulos
Mrs Garbutt	Mr Micallef	(Pascoe Vale)	Mrs Wilson

And so it was resolved in the affirmative.

Bill read a second time and, by leave, Committee stage dispensed with.

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

The House divided.

AYES, 54

Mr Ashley	Mr Jenkins	Mr Paterson	Mr Tanner
Mr Bildstien	Mr John	Mr Perrin	Mrs Tehan
Mr Clark	Mr Kennett	Mr Pescott	Mr Traynor
Mr Cooper	Mr Kilgour	Mrs Peulich	Mr Treasure
Mr Davis	Mr Leigh	Mr Phillips	Mr Turner
Mr Dean	Mr Lupton	Mr Plowman	Mr Weideman
Mr Doyle	Mr McArthur	(Benambra)	Mr Wells
Mr Elder	Mrs McGill	Mr Reynolds	
Mrs Elliott	Mr McGrath	Mr Richardson	
Mr Finn	(Wimmera)	Mr Rowe	
Mr Gude	Mr McLellan	Mr Ryan	
Mr Hayward	(Frankston East)	Mr Smith	
Mr Heffernan	Mr McNamara	(Glen Waverley)	
Mrs Henderson	Mr Maclellan	Mr Smith	Tellers
Mr Honeywood	(Pakenham)	(Polwarth)	Mr Perton
Mr Hyams	Mr Maughan	Mr Spry	Mr Thompson
Mr Jasper	Dr Napthine	Mr Steggall	(Sandringham)

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Mildenhall	Mr Thwaites
Mr Baker	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Mr Loney	Mr Sheehan	Tellers
Mr Dollis	Ms Marple	Mr Thomson	Mr Pandazopoulos
Mrs Garbutt	Mr Micallef	(Pascoe Vale)	Mrs Wilson

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

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

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

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

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

- Children and Young Persons (Amendment) Bill
- Dairy Industry Bill
- Employee Relations Bill
- Sunshine Land Bill
- Victorian Tourism Commission (Tourism Victoria) Bill.

15 **PARLIAMENTARY SALARIES AND SUPERANNUATION (FURTHER AMENDMENT) BILL** - *Declaration of Bill as Urgent - Limitation of debate* - Mr Maclellan (Pakenham) declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.

Mr Speaker having ascertained that twenty members approved of the proposed motion being put -

Question - That the Bill be considered an urgent Bill - put and agreed to.

Motion made and question - That the time allotted for the remaining stages of the Bill be until 4.00 p.m. this day (*Mr Maclellan, Pakenham*) - after debate, put.

The House divided.

AYES, 45

Mr Ashley	Mr Kilgour	Mrs Peulich	Mr Spry
Mr Coleman	Mr Leigh	Mr Phillips	Mr Stockdale
Mr Davis	Mr Lupton	Mr Plowman	Mr Tanner
Mr Dean	Mrs McGill	(<i>Benambra</i>)	Mrs Tehan
Mr Doyle	Mr McGrath	Mr Plowman	Mr Thompson
Mrs Elliott	(<i>Wimmera</i>)	(<i>Evelyn</i>)	(<i>Sandringham</i>)
Mr Finn	Mr McLellan	Mr Reynolds	Mr Treasure
Mr Hayward	(<i>Frankston East</i>)	Mr Richardson	Mr Turner
Mr Heffernan	Mr McNamara	Mr Rowe	Mr Wells
Mrs Henderson	Mr Maclellan	Mr Ryan	
Mr Hyams	(<i>Pakenham</i>)	Mr Smith	
Mr Jenkins	Mr Maughan	(<i>Glen Waverley</i>)	<i>Tellers</i>
Mr John	Mr Paterson	Mr Smith	Mr Jasper
Mr Kennett	Mr Pescott	(<i>Polwarth</i>)	Mr Traynor

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Pandazopoulos	Mr Thwaites
Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Mr Loney	Mr Sheehan	<i>Tellers</i>
Mr Dollis	Ms Marple	Mr Thomson	Mr Mildenhall
Mrs Garbutt	Mr Micallef	(<i>Pascoe Vale</i>)	Dr Vaughan

And so it was resolved in the affirmative.

- 16 **PARLIAMENTARY SALARIES AND SUPERANNUATION (FURTHER AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read a third time.

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

- 17 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos 4 to 7 inclusive, be postponed until later this day.

- 18 **ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH** - Order read for resuming debate on question - That the following Address, in reply to the speech of His Excellency the Governor to both Houses of Parliament, be agreed to by this House (for Address see p. 23 *ante*); debate resumed.

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

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

- 19 **ACCIDENT COMPENSATION (WORKCOVER) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Gude*).

Mr Gude made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.

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

Motion made and question proposed - That the debate be adjourned until Thursday, 5 November 1992 (*Mr Gude*).

Amendment proposed - That the expression "Thursday, 5 November" be omitted with a view of inserting in place thereof the expression "Tuesday, 1 December" (*Mr Kennan*) - and, after debate -

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

The House divided.

AYES, 51

Mr Ashley	Mr Jenkins	Mr Paterson	Mr Spry
Mr Clark	Mr John	Mr Perton	Mr Steggall
Mr Coleman	Mr Kilgour	Mr Pescott	Mr Stockdale
Mr Cooper	Mr Leigh	Mrs Peulich	Mr Tanner
Mr Davis	Mr Lupton	Mr Phillips	Mrs Tehan
Mr Dean	Mr McArthur	Mr Plowman	Mr Thompson
Mr Doyle	Mrs McGill	(<i>Evelyn</i>)	(<i>Sandringham</i>)
Mr Elder	Mr McGrath	Mr Reynolds	Mr Traynor
Mrs Elliott	(<i>Wimmera</i>)	Mr Richardson	Mr Turner
Mr Finn	Mr McLellan	Mr Rowe	Mr Weideman
Mr Gude	(<i>Frankston East</i>)	Mr Ryan	Mr Wells
Mr Hayward	Mr McNamara	Mr Smith	
Mrs Henderson	Mr Maclellan	(<i>Glen Waverley</i>)	<i>Tellers</i>
Mr Honeywood	(<i>Pakenham</i>)	Mr Smith	Mr Perrin
Mr Hyams	Mr Maughan	(<i>Polwarth</i>)	Mr Treasure

NOES, 26

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Baker	Mr Kennan	Mr Sandon	
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Cunningham	Ms Marple	Mr Thomson	<i>Tellers</i>
Mrs Garbutt	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Mildenhall
Mr Haermeyer	Mr Pandazopoulos	Mr Thwaites	Dr Vaughan

And so it was resolved in the affirmative.

Ordered - That the debate be adjourned until Thursday, 5 November 1992.

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

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

And the House, at thirty-two minutes past Six o'clock, adjourned until Wednesday,
4 November 1992.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 5, 6 and 7

No. 5 - Wednesday, 4 November 1992

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

2 **PAPERS -**

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

Ethnic, Municipal and Community Affairs Ministry - Report for the year 1991-92

Geelong Regional Commission - Report for the year 1991-92

Historic Buildings Council - Report for the year 1991-92

Planning and Environment Act 1987 - Notice of approval of amendment to the Flinders Planning Scheme - No. L92

Sport and Recreation Department - Report for the year 1991-92

Statutory Rule under the Vegetation and Vine Diseases Act 1958 - S.R. No. 278

Victorian Prison Industries Commission - Report for the year 1991-92.

3 **MANAGEMENT OF DEBT -** Motion made and question proposed - That this House congratulates the Government on the steps it is taking to deal with the high and increasing levels of debt and other liabilities which it faced upon taking office (*Mr Clark*) - and, after debate -

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

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

5 **PUBLIC SECTOR MANAGEMENT BILL -** Motion made and question proposed - That this Bill be now read a second time (*Mr Kennett*)

Mr Kennett made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.

Motion made and question - That the debate be now adjourned (*Ms Kirner*) - put and agreed to.

Motion made and question proposed - That the debate be adjourned until Tuesday, 10 November 1992 (*Mr Kennett*).

Amendment proposed - That the expression "Tuesday, 10 November" be omitted with the view of inserting in place thereof the expression "Thursday, 3 December" (*Ms Kirner*) - and, after debate -

Motion made and question - That the question be now put (*Mr Gude*) - put.

The House divided.

AYES, 59

Mr Ashley	Mr Jenkins	Mr Perrin	Mr Steggall
Mr Bildstien	Mr John	Mr Perton	Mr Stockdale
Mr Brown	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Clark	Mr Lupton	Mrs Peulich	Mr Tehan
Mr Coleman	Mr McArthur	Mr Phillips	Mr Thompson
Mr Cooper	Mrs McGill	Mr Plowman	(<i>Sandringham</i>)
Mr Davis	Mr McGrath	(<i>Benambra</i>)	Mr Traynor
Mr Doyle	(<i>Warrnambool</i>)	Mr Plowman	Mr Treasure
Mr Elder	Mr McGrath	(<i>Evelyn</i>)	Mr Turner
Mrs Elliott	(<i>Wimmera</i>)	Mr Reynolds	Mr Wade
Mr Finn	Mr McLellan	Mr Richardson	Mr Weideman
Mr Gude	(<i>Frankston East</i>)	Mr Rowe	Mr Wells
Mr Hayward	Mr McNamara	Mr Ryan	
Mr Heffernan	Mr Maclellan	Mr Smith	
Mrs Henderson	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	
Mr Honeywood	Mr Maughan	Mr Smith	<i>Tellers</i>
Mr Hyams	Dr Napthine	(<i>Polwarth</i>)	Mr Dean
Mr Jasper	Mr Paterson	Mr Spry	Mr Leigh

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Ms Kirner	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Cunningham	Ms Marple	Mr Thomson	<i>Tellers</i>
Mr Dollis	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Leighton
Mrs Garbutt	Mr Pandazopoulos	Mr Thwaites	Mr Mildenhall

And so it was resolved in the affirmative.

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

The House divided.

AYES, 59

Mr Ashley	Mr John	Mr Perrin	Mr Steggall
Mr Bildstien	Mr Kilgour	Mr Perton	Mr Stockdale
Mr Brown	Mr Leigh	Mr Pescott	Mr Tanner
Mr Clark	Mr Lupton	Mrs Peulich	Mrs Tehan
Mr Coleman	Mr McArthur	Mr Phillips	Mr Thompson
Mr Cooper	Mrs McGill	Mr Plowman	(Sandringham)
Mr Davis	Mr McGrath	(Benambra)	Mr Traynor
Mr Dean	(Warrnambool)	Mr Plowman	Mr Treasure
Mr Elder	Mr McGrath	(Evelyn)	Mr Turner
Mrs Elliott	(Wimmera)	Mr Reynolds	Mrs Wade
Mr Finn	Mr McLellan	Mr Richardson	Mr Weideman
Mr Gude	(Frankston East)	Mr Rowe	Mr Wells
Mr Hayward	Mr McNamara	Mr Ryan	
Mr Heffernan	Mr Maclellan	Mr Smith	
Mrs Henderson	(Pakenham)	(Glen Waverley)	
Mr Honeywood	Mr Maughan	Mr Smith	Tellers
Mr Hyams	Dr Napthine	(Polwarth)	Mr Doyle
Mr Jenkins	Mr Paterson	Mr Spry	Mr Jasper

NOES, 27

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Baker	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Dollis	Mr Micallef	Mr Thomson	Tellers
Mrs Garbutt	Mr Mildenhall	(Pascoe Vale)	Mr Cunningham
Mr Haermeyer	Mr Pandazopoulos	Mr Thwaites	Ms Marple

And so it was resolved in the affirmative.

Original question -

Motion made and question - That the question be now put (Mr Gude) - put.

The House divided.

AYES, 58

Mr Ashley	Mr Kilgour	Mr Perton	Mr Stockdale
Mr Bildstien	Mr Leigh	Mr Pescott	Mr Tanner
Mr Brown	Mr Lupton	Mrs Peulich	Mrs Tehan
Mr Clark	Mr McArthur	Mr Phillips	Mr Thompson
Mr Coleman	Mrs McGill	Mr Plowman	(Sandringham)
Mr Cooper	Mr McGrath	(Benambra)	Mr Traynor
Mr Davis	(Warrnambool)	Mr Plowman	Mr Treasure
Mr Dean	Mr McGrath	(Evelyn)	Mr Turner
Mr Doyle	(Wimmera)	Mr Reynolds	Mrs Wade
Mr Elder	Mr McLellan	Mr Richardson	Mr Weideman
Mrs Elliott	(Frankston East)	Mr Rowe	Mr Wells
Mr Finn	Mr McNamara	Mr Ryan	
Mr Gude	Mr Maclellan	Mr Smith	
Mr Hayward	(Pakenham)	(Glen Waverley)	
Mr Heffernan	Mr Maughan	Mr Smith	
Mrs Henderson	Dr Napthine	(Polwarth)	Tellers
Mr Hyams	Mr Paterson	Mr Spry	Mr Jasper
Mr John	Mr Perrin	Mr Steggall	Mr Jenkins

NOES, 27

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Baker	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Dollis	Mr Micallef	Mr Thomson	<i>Tellers</i>
Mrs Garbutt	Mr Mildenhall	(<i>Pascoe Vale</i>)	Mr Cunningham
Mr Haermeyer	Mr Pandazopoulos	Mr Thwaites	Ms Marple

And so it was resolved in the affirmative.

Question - That the debate be adjourned until Tuesday, 10 November 1992 - accordingly put.

The House divided.

AYES, 59

Mr Ashley	Mr Kennett	Mr Perrin	Mr Steggall
Mr Bildstien	Mr Kilgour	Mr Perton	Mr Stockdale
Mr Brown	Mr Leigh	Mr Pescott	Mr Tanner
Mr Clark	Mr Lupton	Mrs Peulich	Mrs Tehan
Mr Coleman	Mr McArthur	Mr Phillips	Mr Thompson
Mr Cooper	Mrs McGill	Mr Plowman	(<i>Sandringham</i>)
Mr Davis	Mr McGrath	(<i>Benambra</i>)	Mr Traynor
Mr Dean	(<i>Warrnambool</i>)	Mr Plowman	Mr Treasure
Mr Doyle	Mr McGrath	(<i>Evelyn</i>)	Mr Turner
Mr Elder	(<i>Wimmera</i>)	Mr Reynolds	Mrs Wade
Mrs Elliott	Mr McLellan	Mr Richardson	Mr Weideman
Mr Finn	(<i>Frankston East</i>)	Mr Rowe	Mr Wells
Mr Gude	Mr McNamara	Mr Ryan	
Mr Hayward	Mr Maclellan	Mr Smith	
Mr Heffernan	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	
Mrs Henderson	Mr Maughan	Mr Smith	<i>Tellers</i>
Mr Hyams	Dr Napthine	(<i>Polwarth</i>)	Mr Jasper
Mr John	Mr Paterson	Mr Spry	Mr Jenkins

NOES, 27

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Baker	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Dollis	Mr Micallef	Mr Thomson	<i>Tellers</i>
Mrs Garbutt	Mr Mildenhall	(<i>Pascoe Vale</i>)	Mr Cunningham
Mr Haermeyer	Mr Pandazopoulos	Mr Thwaites	Ms Marple

And so it was resolved in the affirmative.

- 6 ANNUAL LEAVE PAYMENTS BILL - Motion made and question proposed - That this Bill be now read a second time (*Mr Gude*).

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

Motion made and question proposed - That the debate be adjourned until later this day (*Mr Gude*).

Amendment proposed - That the words "until later this day" be omitted with the view of inserting in place thereof the words "for two weeks" (*Mr Kennan*) - and, after debate -

Motion made and question - That the question be now put (*Mr Gude*) - put.

The House divided.

AYES, 58

Mr Ashley	Mr Kennett	Mr Perton	Mr Stockdale
Mr Brown	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Clark	Mr Lupton	Mrs Peulich	Mrs Tehan
Mr Coleman	Mr McArthur	Mr Phillips	Mr Thompson
Mr Cooper	Mrs McGill	Mr Plowman	(<i>Sandringham</i>)
Mr Davis	Mr McGrath	(<i>Benambra</i>)	Mr Traynor
Mr Dean	(<i>Warrnambool</i>)	Mr Plowman	Mr Treasure
Mr Doyle	Mr McGrath	(<i>Evelyn</i>)	Mr Turner
Mr Elder	(<i>Wimmera</i>)	Mr Reynolds	Mrs Wade
Mrs Elliott	Mr McLellan	Mr Richardson	Mr Weideman
Mr Finn	(<i>Frankston East</i>)	Mr Rowe	Mr Wells
Mr Gude	Mr McNamara	Mr Ryan	
Mr Hayward	Mr Maclellan	Mr Smith	
Mr Heffernan	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	
Mr Hyams	Mr Maughan	Mr Smith	
Mr Jasper	Dr Napthine	(<i>Polwarth</i>)	<i>Tellers</i>
Mr Jenkins	Mr Paterson	Mr Spry	Mr Bildstien
Mr John	Mr Perrin	Mr Steggall	Mrs Henderson

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Dr Vaughan
Mr Baker	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Cunningham	Ms Marple	Mr Thomson	<i>Tellers</i>
Mr Dollis	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Hamilton
Mrs Garbutt	Mr Mildenhall	Mr Thwaites	Mr Pandazopoulos

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, 58*

Mr Ashley	Mr Kennett	Mr Perton	Mr Stockdale
Mr Brown	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Clark	Mr Lupton	Mrs Peulich	Mrs Tehan
Mr Coleman	Mr McArthur	Mr Phillips	Mr Thompson
Mr Cooper	Mrs McGill	Mr Plowman	(Sandringham)
Mr Davis	Mr McGrath	(Benambra)	Mr Traynor
Mr Dean	(Warrnambool)	Mr Plowman	Mr Treasure
Mr Doyle	Mr McGrath	(Evelyn)	Mr Turner
Mr Elder	(Wimmera)	Mr Reynolds	Mrs Wade
Mrs Elliott	Mr McLellan	Mr Richardson	Mr Weideman
Mr Finn	(Frankston East)	Mr Rowe	Mr Wells
Mr Gude	Mr McNamara	Mr Ryan	
Mr Hayward	Mr Maclellan	Mr Smith	
Mr Heffernan	(Pakenham)	(Glen Waverley)	
Mr Hyams	Mr Maughan	Mr Smith	Tellers
Mr Jasper	Dr Napthine	(Polwarth)	Mr Bildstien
Mr Jenkins	Mr Paterson	Mr Spry	Mrs Henderson
Mr John	Mr Perrin	Mr Steggall	

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Dr Vaughan
Mr Baker	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Cunningham	Ms Marple	Mr Thomson	Tellers
Mr Dollis	Mr Micallef	(Pascoe Vale)	Mr Hamilton
Mrs Garbutt	Mr Mildenhall	Mr Thwaites	Mr Pandazopoulos

*Originally 59. Vote of one Member disallowed as a result of a ruling by Mr Speaker. (see p. 74)

And so it was resolved in the affirmative.

Original question -

Motion made and question - That the question be now put (*Mr Gude*) - put.

The House divided.

AYES, 59

Mr Ashley	Mr Jenkins	Mr Perrin	Mr Tanner
Mr Bildstien	Mr John	Mr Perton	Mrs Tehan
Mr Brown	Mr Kennett	Mr Pescott	Mr Thompson
Mr Clark	Mr Kilgour	Mrs Peulich	(Sandringham)
Mr Coleman	Mr Leigh	Mr Phillips	Mr Traynor
Mr Cooper	Mr Lupton	Mr Plowman	Mr Treasure
Mr Davis	Mr McArthur	(Benambra)	Mr Turner
Mr Dean	Mrs McGill	Mr Plowman	Mrs Wade
Mr Doyle	Mr McGrath	(Evelyn)	Mr Weideman
Mr Elder	(Warrnambool)	Mr Reynolds	Mr Wells
Mrs Elliott	Mr McGrath	Mr Richardson	
Mr Finn	(Wimmera)	Mr Rowe	
Mr Gude	Mr McNamara	Mr Ryan	
Mr Hayward	Mr Maclellan	Mr Smith	Tellers
Mr Heffernan	(Pakenham)	(Polwarth)	Mr McLellan
Mrs Henderson	Mr Maughan	Mr Spry	(Frankston East)
Mr Hyams	Dr Napthine	Mr Steggall	Mr Smith
Mr Jasper	Mr Paterson	Mr Stockdale	(Glen Waverley)

NOES, 27

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Baker	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Loney	Mr Sercombe	
Mr Cole	Ms Marple	Mr Sheehan	
Mr Cunningham	Mr Micallef	Mr Thomson	<i>Tellers</i>
Mr Dollis	Mr Mildenhall	(<i>Pascoe Vale</i>)	Mr Haermeyer
Mrs Garbutt	Mr Pandazopoulos	Mr Thwaites	Mr Leighton

And so it was resolved in the affirmative.

Question - That the debate be adjourned until later this day - accordingly put.

The House divided.

AYES, 59

Mr Ashley	Mr Jenkins	Mr Perrin	Mr Tanner
Mr Bildstien	Mr John	Mr Perton	Mrs Tehan
Mr Brown	Mr Kennett	Mr Pescott	Mr Thompson
Mr Clark	Mr Kilgour	Mrs Peulich	(<i>Sandringham</i>)
Mr Coleman	Mr Leigh	Mr Phillips	Mr Traynor
Mr Cooper	Mr Lupton	Mr Plowman	Mr Treasure
Mr Davis	Mr McArthur	(<i>Benambra</i>)	Mr Turner
Mr Dean	Mrs McGill	Mr Plowman	Mrs Wade
Mr Doyle	Mr McGrath	(<i>Evelyn</i>)	Mr Weideman
Mr Elder	(<i>Warrnambool</i>)	Mr Reynolds	Mr Wells
Mrs Elliott	Mr McGrath	Mr Richardson	
Mr Finn	(<i>Wimmera</i>)	Mr Rowe	<i>Tellers</i>
Mr Gude	Mr McNamara	Mr Ryan	Mr McLellan
Mr Hayward	Mr Maclellan	Mr Smith	(<i>Frankston East</i>)
Mr Heffernan	(<i>Pakenham</i>)	Mr Spry	Mr Smith
Mrs Henderson	Mr Maughan	Mr Steggall	(<i>Glen Waverley</i>)
Mr Hyams	Dr Napthine	Mr Stockdale	
Mr Jasper	Mr Paterson		

NOES, 27

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Baker	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Loney	Mr Sercombe	
Mr Cole	Ms Marple	Mr Sheehan	
Mr Cunningham	Mr Micallef	Mr Thomson	<i>Tellers</i>
Mr Dollis	Mr Mildenhall	(<i>Pascoe Vale</i>)	Mr Haermeyer
Mrs Garbutt	Mr Pandazopoulos	Mr Thwaites	Mr Leighton

And so it was resolved in the affirmative.

- 7 MESSAGE FROM THE LEGISLATIVE COUNCIL - Agreeing to the Mildura College Land (Ranfurly) Bill without amendment.
- 8 MESSAGE FROM THE LEGISLATIVE COUNCIL - Transmitting a Bill for "An Act to amend the 'Subordinate Legislation Act 1962' and for other purposes".

- 9 **SUBORDINATE LEGISLATION (AMENDMENT) BILL** - On the motion of Mr Kennett, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 10 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:
 Accident Compensation (WorkCover) Bill
 Public Sector Management Bill
 Treasury Corporation of Victoria Bill.
- 11 **TREASURY CORPORATION OF VICTORIA BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Stockdale*).
- Motion made and question - That the debate be now adjourned (*Mr Baker*) - put and agreed to.
- Motion made and question proposed - That the debate be adjourned until later this day (*Mr Stockdale*).
- Amendment proposed - That the words "later this day" be omitted with the view of inserting in place thereof the words "Tuesday next" (*Mr Baker*) - and, after debate -
- Question - That the words to be omitted stand part of the question - put.
- The House divided.

AYES, 59

Mr Ashley	Mr Jenkins	Mr Paterson	Mr Spry
Mr Bildstien	Mr John	Mr Perrin	Mr Steggall
Mr Brown	Mr Kennett	Mr Perton	Mr Stockdale
Mr Clark	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Coleman	Mr Leigh	Mrs Peulich	Mrs Tehan
Mr Cooper	Mr Lupton	Mr Phillips	Mr Thompson
Mr Davis	Mr McArthur	Mr Plowman	(<i>Sandringham</i>)
Mr Dean	Mrs McGill	(<i>Benambra</i>)	Mr Traynor
Mr Doyle	Mr McGrath	Mr Plowman	Mr Treasure
Mr Elder	(<i>Warrnambool</i>)	(<i>Evelyn</i>)	Mr Turner
Mrs Elliott	Mr McGrath	Mr Reynolds	Mrs Wade
Mr Finn	(<i>Wimmera</i>)	Mr Richardson	Mr Weideman
Mr Gude	Mr McLellan	Mr Rowe	
Mr Hayward	(<i>Frankston East</i>)	Mr Ryan	
Mr Heffernan	Mr McNamara	Mr Smith	
Mrs Henderson	Mr Maclellan	(<i>Glen Waverley</i>)	<i>Tellers</i>
Mr Hyams	(<i>Pakenham</i>)	Mr Smith	Dr Napthine
Mr Jasper	Mr Maughan	(<i>Polwarth</i>)	Mr Wells

NOES, 27

Mr Baker	Mr Hamilton	Mr Pandazopoulos	Dr Vaughan
Mr Batchelor	Mr Kennan	Mr Roper	Mrs Wilson
Dr Coghill	Ms Kirner	Mr Sandon	
Mr Cole	Mr Leighton	Mr Seitz	
Mr Cunningham	Mr Loney	Mr Sercombe	
Mr Dollis	Ms Marple	Mr Sheehan	<i>Tellers</i>
Mrs Garbutt	Mr Micallef	Mr Thomson	Mr Andrianopoulos
Mr Haermeyer	Mr Mildenhall	(<i>Pascoe Vale</i>)	Mr Thwaites

And so it was resolved in the affirmative.

Question - That the debate be adjourned until later this day - put.

The House divided.

AYES, 58

Mr Ashley	Mr Jenkins	Mr Perrin	Mr Steggall
Mr Bildstien	Mr John	Mr Perton	Mr Stockdale
Mr Brown	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Clark	Mr Leigh	Mrs Peulich	Mrs Tehan
Mr Coleman	Mr Lupton	Mr Phillips	Mr Thompson
Mr Cooper	Mr McArthur	Mr Plowman	(Sandringham)
Mr Davis	Mrs McGill	(Benambra)	Mr Traynor
Mr Dean	Mr McGrath	Mr Plowman	Mr Treasure
Mr Doyle	(Warrnambool)	(Evelyn)	Mr Turner
Mr Elder	Mr McGrath	Mr Reynolds	Mr Wade
Mrs Elliott	(Wimmera)	Mr Richardson	Mr Weideman
Mr Finn	Mr McLellan	Mr Rowe	
Mr Gude	(Frankston East)	Mr Ryan	
Mr Hayward	Mr McNamara	Mr Smith	
Mr Heffernan	Mr Maclellan	(Glen Waverley)	
Mrs Henderson	(Pakenham)	Mr Smith	Tellers
Mr Hyams	Mr Maughan	(Polwarth)	Dr Napthine
Mr Jasper	Mr Paterson	Mr Spry	Mr Wells

NOES, 27

Mr Baker	Mr Hamilton	Mr Pandazopoulos	Dr Vaughan
Mr Batchelor	Mr Kennan	Mr Roper	Mrs Wilson
Dr Coghill	Ms Kirner	Mr Sandon	
Mr Cole	Mr Leighton	Mr Seitz	
Mr Cunningham	Mr Loney	Mr Sercombe	
Mr Dollis	Ms Marple	Mr Sheehan	Tellers
Mrs Garbutt	Mr Micallef	Mr Thomson	Mr Andrianopoulos
Mr Haermeyer	Mr Mildenhall	(Pascoe Vale)	Mr Thwaites

And so it was resolved in the affirmative.

- 12 **INTELLECTUALLY DISABLED PERSONS' SERVICES (TRUST MONEY) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read a third time.

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

- 13 **CHILDREN AND YOUNG PERSONS (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

Amendment proposed - That all the words after "That" be omitted with the view of inserting in place thereof the words "this Bill be withdrawn and redrafted in order to provide for the compulsory notification of child physical and sexual abuse by certain persons whilst practising in certain professions." (Mrs Garbutt) - and, after debate -

Business having been interrupted at 10.00 p.m. pursuant to Sessional Orders -

Motion made and question - That the sitting be continued (Mrs Tehan) - put and agreed to.

Debate resumed on question and amendment.

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

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

- 14 **ANNUAL LEAVE PAYMENTS BILL - Declaration of Bill as Urgent - Limitation of debate** - Mr Gude declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.

Mr Speaker having ascertained that twenty members approved of the proposed motion being put -

Question - That the Bill be considered an urgent Bill - put and agreed to

Motion made and question - That the time allotted for the remaining stages of the Bill be until 1.00 a.m. Thursday (*Mr Gude*) - after debate, put.

The House divided.

AYES, 60

Mr Ashley	Mr Jasper	Mr Maughan	Mr Smith
Mr Bildstien	Mr Jenkins	Mr Paterson	(<i>Polwarth</i>)
Mr Brown	Mr John	Mr Perrin	Mr Spry
Mr Clark	Mr Kennett	Mr Perton	Mr Steggall
Mr Coleman	Mr Kilgour	Mr Pescott	Mr Stockdale
Mr Cooper	Mr Leigh	Mrs Peulich	Mr Tanner
Mr Davis	Mr Lupton	Mr Phillips	Mrs Tehan
Mr Dean	Mr McArthur	Mr Plowman	Mr Thompson
Mr Doyle	Mrs McGill	(<i>Benambra</i>)	(<i>Sandringham</i>)
Mr Elder	Mr McGrath	Mr Plowman	Mr Treasure
Mrs Elliott	(<i>Warrnambool</i>)	(<i>Evelyn</i>)	Mr Turner
Mr Finn	Mr McGrath	Mr Reynolds	Mrs Wade
Mr Gude	(<i>Winmera</i>)	Mr Richardson	Mr Weideman
Mr Hayward	Mr McLellan	Mr Rowe	Mr Wells
Mr Heffernan	(<i>Frankston East</i>)	Mr Ryan	
Mrs Henderson	Mr McNamara	Mr Smith	<i>Tellers</i>
Mr Honeywood	Mr Maclellan	(<i>Glen Waverley</i>)	Dr Napthine
Mr Hyams	(<i>Pakenham</i>)		Mr Traynor

NOES, 27

Mr Baker	Mr Kennan	Mr Roper	Dr Vaughan
Mr Batchelor	Ms Kirner	Mr Sandon	Mrs Wilson
Dr Coghill	Mr Leighton	Mr Seitz	
Mr Cole	Mr Loney	Mr Sercombe	
Mr Cunningham	Ms Marple	Mr Sheehan	
Mr Dollis	Mr Micallef	Mr Thomson	<i>Tellers</i>
Mrs Garbutt	Mr Mildenhall	(<i>Pascoe Vale</i>)	Mr Andrianopoulos
Mr Hamilton	Mr Pandazopoulos	Mr Thwaites	Mr Haermeyer

And so it was resolved in the affirmative.

- 15 **ANNUAL LEAVE PAYMENTS 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, 5 NOVEMBER 1992

Limitation of Debate - The time allotted for the remaining stages of the Bill having expired -

Question - put.

The House divided.

AYES, 60

Mr Ashley	Mr John	Mr Paterson	Mr Spry
Mr Bildstien	Mr Kennett	Mr Perrin	Mr Steggall
Mr Brown	Mr Kilgour	Mr Perton	Mr Stockdale
Mr Clark	Mr Leigh	Mr Pescott	Mr Tanner
Mr Coleman	Mr Lupton	Mrs Peulich	Mrs Tehan
Mr Cooper	Mr McArthur	Mr Phillips	Mr Thompson
Mr Dean	Mrs McGill	Mr Plowman	(Sandringham)
Mr Doyle	Mr McGrath	(Benambra)	Mr Traynor
Mr Elder	(Warrnambool)	Mr Plowman	Mr Treasure
Mrs Elliott	Mr McGrath	(Evelyn)	Mr Turner
Mr Finn	(Wimmera)	Mr Reynolds	Mrs Wade
Mr Gude	Mr McLellan	Mr Richardson	Mr Weideman
Mr Hayward	(Frankston East)	Mr Rowe	Mr Wells
Mr Heffernan	Mr McNamara	Mr Ryan	
Mrs Henderson	Mr Maclellan	Mr Smith	
Mr Hyams	(Pakenham)	(Glen Waverley)	Tellers
Mr Jasper	Mr Maughan	Mr Smith	Mr Davis
Mr Jenkins	Dr Napthine	(Polwarth)	Mr Honeywood

NOES, 27

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Baker	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cunningham	Ms Marple	Mr Sheehan	
Mr Dollis	Mr Micalef	Mr Thomson	Tellers
Mrs Garbutt	Mr Mildenhall	(Pascoe Vale)	Mr Cole
Mr Haermeyer	Mr Pandazopoulos	Mr Thwaites	Mr Loney

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 Gude*) - put.

The House divided.

AYES, 60

Mr Ashley	Mr John	Mr Paterson	Mr Spry
Mr Bildstien	Mr Kennett	Mr Perrin	Mr Steggall
Mr Brown	Mr Kilgour	Mr Perton	Mr Stockdale
Mr Clark	Mr Leigh	Mr Pescott	Mr Tanner
Mr Coleman	Mr Lupton	Mrs Peulich	Mrs Tehan
Mr Cooper	Mr McArthur	Mr Phillips	Mr Thompson
Mr Dean	Mrs McGill	Mr Plowman	(Sandringham)
Mr Doyle	Mr McGrath	(Benambra)	Mr Traynor
Mr Elder	(Warrnambool)	Mr Plowman	Mr Treasure
Mrs Elliott	Mr McGrath	(Evelyn)	Mr Turner
Mr Finn	(Wimmera)	Mr Reynolds	Mrs Wade
Mr Gude	Mr McLellan	Mr Richardson	Mr Weideman
Mr Hayward	(Frankston East)	Mr Rowe	Mr Wells
Mr Heffernan	Mr McNamara	Mr Ryan	
Mrs Henderson	Mr Maclellan	Mr Smith	
Mr Hyams	(Pakenham)	(Glen Waverley)	Tellers
Mr Jasper	Mr Maughan	Mr Smith	Mr Davis
Mr Jenkins	Dr Napthine	(Polwarth)	Mr Honeywood

NOES, 27

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Baker	Mr Kernan	Mr Sandon	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cunningham	Mr Loney	Mr Sheehan	
Mr Dollis	Ms Marple	Mr Thomson	<i>Tellers</i>
Mrs Garbutt	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Cole
Mr Haermeyer	Mr Mildenhall	Mr Thwaites	Mr Pandazopoulos

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

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

- 16 **CORRECTION OF DIVISION LIST** - Mr Speaker informed the House that he had examined circumstances concerning the attendance of the Honourable Member for Mordialloc, Mr Leigh, in the House for the second Division on the Annual Leave Payments Bill this day and had determined that the Member was not present in the Chamber at the time that he ordered the doors to be locked.

Mr Speaker then directed the Clerk to remove the Member's name from the Division List.

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

- 18 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at eighteen minutes past Two o'clock, adjourned until later this day.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 6 - Thursday, 5 November 1992

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

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

Sentences for Violent Callous Crimes - Seeking that the law be amended to ensure that offenders committing violent callous crimes receive appropriate sentences, bearing 12,056 signatures (*by Mr Smith, Glen Waverley*).

Second Electorate Officer - Seeking that the decision to remove the second Electorate Officer from MP's offices be reconsidered, bearing 599 signatures (*by Mr Hamilton*).

Graduate Nurse Programs - Seeking that additional funding be provided for an immediate increase in places available in Graduate Nurse Programs for newly qualified registered nurses, bearing 889 signatures (*by Mr Leighton*).

Severally ordered to lie on the Table.

3 **PAPER -**

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

Latrobe Regional Commission - Report for the year 1991-92.

- 4 **SITTING OF THE HOUSE -** Motion made and question - That the House, at its rising, adjourn until tomorrow at ten o'clock (*Mr Gude*) - put and agreed to.
- 5 **GRIEVANCES -** Motion made and Question proposed - That for the purposes of Sessional Order No. 4(1), Wednesday, 11 November 1992 be appointed a day upon which the question "That grievances be noted" may be put (*Mr Gude*) - put and agreed to.
- 6 **MUTUAL RECOGNITION (VICTORIA) BILL -** Mr Kennett obtained leave, with Mr McNamara, to bring in a Bill "*to enable the enactment of uniform legislation relating to the recognition of regulatory standards adopted in Australia regarding goods and occupations*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 **PUBLIC AUTHORITIES (DIVIDENDS) (AMENDMENT) BILL -** Mr Stockdale obtained leave, with Mr Smith (*Polwarth*), to bring in a Bill "*to amend the 'Public Authorities (Dividends) Act 1983' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 **LAW REFORM COMMISSION (REPEAL) BILL -** Mrs Wade obtained leave, with Mr Stockdale, to bring in a Bill "*to repeal the 'Law Reform Commission Act 1984' and amend the 'Victoria Law Foundation Act 1978' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 **TRANSPORT (AMENDMENT) BILL -** Mr Brown obtained leave, with Mr Maclellan (*Pakenham*), to bring in a Bill "*to amend the 'Transport Act 1983' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 **STATE TAXATION (AMENDMENT) BILL -** Mr Stockdale obtained leave, with Mr Smith (*Polwarth*), to bring in a Bill "*to amend the 'Business Franchise (Petroleum Products) Act 1979', the 'Business Franchise (Tobacco) Act 1974', the 'Debits Tax Act 1990', the 'Energy Consumption Levy Act 1982', the 'Financial Institutions Duty Act 1982', the 'Land Tax Act 1958', the 'Pay-roll Tax Act 1971' and the 'Stamps Act 1958'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 **STATE DEFICIT LEVY BILL -** Mr Stockdale obtained leave, with Mr Smith (*Polwarth*), to bring in a Bill "*to provide for the imposition and collection of a State Deficit Levy and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 **VITAL STATE INDUSTRIES (WORKS AND SERVICES) BILL -** Declaration of Bill as Urgent - Limitation of debate - Mr Gude declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.
- Mr Speaker having ascertained that twenty members approved of the proposed motion being put -
- Question - That the Bill be considered an urgent Bill - put and agreed to.

Motion made and question - That the time allotted for the remaining stages of the Bill be until 1.00 p.m. this day (*Mr Gude*) - and, after debate -

Amendment proposed - That the expression "1.00 p.m. this day" be omitted with the view of inserting in place thereof the expression "12.00 midnight tonight" (*Dr Coghill*).

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

AYES, 60

Mr Ashley	Mr Jenkins	Mr Paterson	Mr Spry
Mr Bildstien	Mr John	Mr Perrin	Mr Steggall
Mr Brown	Mr Kennett	Mr Perton	Mr Stockdale
Mr Clark	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Coleman	Mr Leigh	Mrs Peulich	Mrs Tehan
Mr Cooper	Mr Lupton	Mr Phillips	Mr Thompson
Mr Davis	Mr McArthur	Mr Plowman	(<i>Sandringham</i>)
Mr Dean	Mrs McGill	(<i>Benambra</i>)	Mr Traynor
Mr Doyle	Mr McGrath	Mr Plowman	Mr Treasure
Mr Elder	(<i>Warrnambool</i>)	(<i>Evelyn</i>)	Mr Turner
Mr Finn	Mr McGrath	Mr Reynolds	Mrs Wade
Mr Gude	(<i>Wimmera</i>)	Mr Richardson	Mr Weideman
Mr Hayward	Mr McLellan	Mr Rowe	Mr Wells
Mr Heffernan	(<i>Frankston East</i>)	Mr Ryan	
Mrs Henderson	Mr McNamara	Mr Smith	
Mr Honeywood	Mr Maclellan	(<i>Glen Waverley</i>)	<i>Tellers</i>
Mr Hyams	(<i>Pakenham</i>)	Mr Smith	Mrs Elliott
Mr Jasper	Dr Napthine	(<i>Polwarth</i>)	Mr Maughan

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Pandazopoulos	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Ms Kirner	Mr Sercombe	
Mr Cole	Mr Leighton	Mr Sheehan	
Mr Cunningham	Mr Loney	Mr Thomson	<i>Tellers</i>
Mr Dollis	Ms Marple	(<i>Pascoe Vale</i>)	Mr Mildenhall
Mrs Garbutt	Mr Micallef	Mr Thwaites	Mr Sandon

And so it was resolved in the affirmative.

Question - That the time allotted for the remaining stages be until 1.00 p.m. this day - put.

The House divided.

AYES, 60

Mr Ashley	Mr Jenkins	Mr Paterson	Mr Spry
Mr Bildstien	Mr John	Mr Perrin	Mr Steggall
Mr Brown	Mr Kennett	Mr Perton	Mr Stockdale
Mr Clark	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Coleman	Mr Leigh	Mrs Peulich	Mrs Tehan
Mr Cooper	Mr Lupton	Mr Phillips	Mr Thompson
Mr Davis	Mr McArthur	Mr Plowman	(Sandringham)
Mr Dean	Mrs McGill	(Benambra)	Mr Traynor
Mr Doyle	Mr McGrath	Mr Plowman	Mr Treasure
Mr Elder	(Warrnambool)	(Evelyn)	Mr Turner
Mr Finn	Mr McGrath	Mr Reynolds	Mrs Wade
Mr Gude	(Wimmera)	Mr Richardson	Mr Weideman
Mr Hayward	Mr McLellan	Mr Rowe	Mr Wells
Mr Heffernan	(Frankston East)	Mr Ryan	
Mrs Henderson	Mr McNamara	Mr Smith	
Mr Honeywood	Mr Maclellan	(Glen Waverley)	Tellers
Mr Hyams	(Pakenham)	Mr Smith	Mrs Elliott
Mr Jasper	Dr Napthine	(Polwarth)	Mr Maughan

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Pandazopoulos	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Ms Kirner	Mr Sercombe	
Mr Cole	Mr Leighton	Mr Sheehan	
Mr Cunningham	Mr Loney	Mr Thomson	Tellers
Mr Dollis	Ms Marple	(Pascoe Vale)	Mr Mildenhall
Mrs Garbutt	Mr Micallef	Mr Thwaites	Mr Sandon

And so it was resolved in the affirmative.

- 13 **VITAL STATE INDUSTRIES (WORKS AND SERVICES) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

Limitation of Debate - The time allotted for the remaining stages of the Bill having expired -

Question - put.

The House divided.

AYES, 60

Mr Ashley	Mr Jenkins	Mr Paterson	Mr Spry
Mr Bildstien	Mr John	Mr Perrin	Mr Steggall
Mr Brown	Mr Kennett	Mr Perton	Mr Stockdale
Mr Clark	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Coleman	Mr Leigh	Mrs Peulich	Mrs Tehan
Mr Cooper	Mr Lupton	Mr Phillips	Mr Thompson
Mr Davis	Mr McArthur	Mr Plowman	(Sandringham)
Mr Dean	Mrs McGill	(Benambra)	Mr Traynor
Mr Doyle	Mr McGrath	Mr Plowman	Mr Treasure
Mr Elder	(Warrnambool)	(Evelyn)	Mr Turner
Mr Finn	Mr McGrath	Mr Reynolds	Mrs Wade
Mr Gude	(Wimmera)	Mr Richardson	Mr Weideman
Mr Hayward	Mr McLellan	Mr Rowe	Mr Wells
Mr Heffernan	(Frankston East)	Mr Ryan	
Mrs Henderson	Mr McNamara	Mr Smith	
Mr Honeywood	Mr Maclellan	(Glen Waverley)	Tellers
Mr Hyams	(Pakenham)	Mr Smith	Mr Elliott
Mr Jasper	Dr Napthine	(Polwarth)	Mr Maughan

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Pandazopoulos	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Ms Kirner	Mr Sercombe	
Mr Cole	Mr Leighton	Mr Sheehan	
Mr Cunningham	Mr Loney	Mr Thomson	Tellers
Mr Dollis	Ms Marple	(Pascoe Vale)	Mr Mildenhall
Mrs Garbutt	Mr Micallef	Mr Thwaites	Mr Sandon

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 Gude*) - put.

The House divided.

AYES, 60

Mr Ashley	Mr Jenkins	Dr Napthine	Mr Spry
Mr Bildstien	Mr John	Mr Paterson	Mr Steggall
Mr Brown	Mr Kennett	Mr Perton	Mr Stockdale
Mr Clark	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Coleman	Mr Leigh	Mrs Peulich	Mrs Tehan
Mr Cooper	Mr Lupton	Mr Phillips	Mr Thompson
Mr Davis	Mr McArthur	Mr Plowman	(Sandringham)
Mr Doyle	Mrs McGill	(Benambra)	Mr Traynor
Mr Elder	Mr McGrath	Mr Plowman	Mr Treasure
Mrs Elliott	(Warrnambool)	(Evelyn)	Mr Turner
Mr Finn	Mr McGrath	Mr Reynolds	Mrs Wade
Mr Gude	(Wimmera)	Mr Richardson	Mr Weideman
Mr Hayward	Mr McLellan	Mr Rowe	Mr Wells
Mr Heffernan	(Frankston East)	Mr Ryan	
Mrs Henderson	Mr McNamara	Mr Smith	
Mr Honeywood	Mr Maclellan	(Glen Waverley)	Tellers
Mr Hyams	(Pakenham)	Mr Smith	Mr Dean
Mr Jasper	Mr Maughan	(Polwarth)	Mr Perrin

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Pandazopoulos	Mr Thwaites
Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Mr Loney	Mr Sheehan	<i>Tellers</i>
Mr Dollis	Mr Micallef	Mr Thomson	Ms Marple
Mrs Garbutt	Mr Mildenhall	(<i>Pascoe Vale</i>)	Dr Vaughan

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

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

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

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

15 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Constitution (Ministers) Bill without amendment.

16 **EMPLOYEE RELATIONS BILL** - *Declaration of Bill as Urgent - Limitation of debate* - Mr Gude declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.

Mr Speaker having ascertained that twenty members approved of the proposed motion being put -

Question - That the Bill be considered an urgent Bill - put.

The House divided.

AYES, 58

Mr Ashley	Mr Jenkins	Dr Napthine	Mr Tanner
Mr Bildstien	Mr John	Mr Paterson	Mrs Tehan
Mr Brown	Mr Kennett	Mr Perton	Mr Thompson
Mr Clark	Mr Kilgour	Mr Pescott	(<i>Sandringham</i>)
Mr Coleman	Mr Leigh	Mrs Peulich	Mr Traynor
Mr Cooper	Mr Lupton	Mr Phillips	Mr Treasure
Mr Davis	Mr McArthur	Mr Plowman	Mr Turner
Mr Doyle	Mrs McGill	(<i>Benambra</i>)	Mrs Wade
Mr Elder	Mr McGrath	Mr Reynolds	Mr Weideman
Mrs Elliott	(<i>Warrnambool</i>)	Mr Richardson	Mr Wells
Mr Finn	Mr McGrath	Mr Rowe	
Mr Gude	(<i>Wimmera</i>)	Mr Ryan	
Mr Hayward	Mr McLellan	Mr Smith	
Mr Heffernan	(<i>Frankston East</i>)	(<i>Glen Waverley</i>)	
Mrs Henderson	Mr McNamara	Mr Smith	
Mr Honeywood	Mr Maclellan	(<i>Polwarth</i>)	<i>Tellers</i>
Mr Hyams	(<i>Pakenham</i>)	Mr Spry	Mr Dean
Mr Jasper	Mr Maughan	Mr Steggall	Mr Perrin

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Pandazopoulos	Mr Thwaites
Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Mr Loney	Mr Sheehan	<i>Tellers</i>
Mr Dollis	Mr Micallef	Mr Thomson	Ms Marple
Mrs Garbutt	Mr Mildenhall	(<i>Pascoe Vale</i>)	Dr Vaughan

And so it was resolved in the affirmative.

Motion made and question proposed - That the time allotted for the remaining stages of the Bill be until 9.00 p.m. this day (*Mr Gude*) - and, after debate -

Amendment proposed - That the expression "9.00 p.m." be omitted with the view of inserting in place thereof the word "midnight" (*Mr Roper*) - and, after debate -

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

AYES, 58

Mr Ashley	Mr Jenkins	Mr Maughan	Mr Steggall
Mr Bildstien	Mr John	Dr Naphine	Mr Stockdale
Mr Brown	Mr Kennett	Mr Paterson	Mr Tanner
Mr Clark	Mr Kilgour	Mr Perrin	Mrs Tehan
Mr Cooper	Mr Leigh	Mr Perton	Mr Thompson
Mr Davis	Mr Lupton	Mr Pescott	(<i>Sandringham</i>)
Mr Dean	Mr McArthur	Mrs Peulich	Mr Traynor
Mr Doyle	Mrs McGill	Mr Phillips	Mr Treasure
Mr Elder	Mr McGrath	Mr Reynolds	Mr Turner
Mrs Elliott	(<i>Warrnambool</i>)	Mr Richardson	Mrs Wade
Mr Finn	Mr McGrath	Mr Rowe	Mr Weideman
Mr Gude	(<i>Wimmera</i>)	Mr Ryan	Mr Wells
Mr Hayward	Mr McLellan	Mr Smith	
Mr Heffernan	(<i>Frankston East</i>)	(<i>Glen Waverley</i>)	<i>Tellers</i>
Mrs Henderson	Mr McNamara	Mr Smith	Mr Hyams
Mr Honeywood	Mr Maclellan	(<i>Polwarth</i>)	Mr Plowman
Mr Jasper	(<i>Pakenham</i>)	Mr Spry	(<i>Benambra</i>)

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Mildenhall	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Mr Loney	Mr Sheehan	<i>Tellers</i>
Mr Dollis	Ms Marple	Mr Thomson	Mr Pandazopoulos
Mrs Garbutt	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Thwaites

And so it was resolved in the affirmative.

Original question - put and agreed to.

17 **EMPLOYEE RELATIONS BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

Limitation of debate - The time allotted for the remaining stages of the Bill having expired -

Question - put.

The House divided.

AYES, 59

Mr Ashley	Mr Jasper	Dr Napthine	Mr Steggall
Mr Bildstien	Mr Jenkins	Mr Paterson	Mr Stockdale
Mr Brown	Mr John	Mr Perrin	Mr Tanner
Mr Clark	Mr Kennett	Mr Perton	Mrs Tehan
Mr Coleman	Mr Leigh	Mr Pescott	Mr Thompson
Mr Cooper	Mr Lupton	Mrs Peulich	(Sandringham)
Mr Davis	Mr McArthur	Mr Phillips	Mr Traynor
Mr Dean	Mrs McGill	Mr Plowman	Mr Treasure
Mr Doyle	Mr McGrath	(Benambra)	Mrs Wade
Mr Elder	(Warrnambool)	Mr Reynolds	Mr Weideman
Mrs Elliott	Mr McGrath	Mr Richardson	Mr Wells
Mr Finn	(Wimmera)	Mr Rowe	
Mr Gude	Mr McLellan	Mr Ryan	
Mr Hayward	(Frankston East)	Mr Smith	
Mr Heffernan	Mr McNamara	(Glen Waverley)	
Mrs Henderson	Mr Maclellan	Mr Smith	Tellers
Mr Honeywood	(Pakenham)	(Polwarth)	Mr Kilgour
Mr Hyams	Mr Maughan	Mr Spry	Mr Turner

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Ms Kirner	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Cunningham	Ms Marple	Mr Thomson	Tellers
Mr Dollis	Mr Micallef	(Pascoe Vale)	Mr Leighton
Mrs Garbutt	Mr Mildenhall	Mr Thwaites	Mr Pandazopoulos

And so it was resolved in the affirmative.

Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee and reported without amendment.

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

The House divided.

AYES, 59

Mr Ashley	Mr Jenkins	Dr Napthine	Mr Tanner
Mr Bildstien	Mr John	Mr Paterson	Mrs Tehan
Mr Brown	Mr Kennett	Mr Perrin	Mr Thompson
Mr Clark	Mr Kilgour	Mr Perton	(Sandringham)
Mr Coleman	Mr Leigh	Mr Pescott	Mr Traynor
Mr Cooper	Mr Lupton	Mrs Peulich	Mr Treasure
Mr Davis	Mr McArthur	Mr Phillips	Mr Turner
Mr Dean	Mrs McGill	Mr Reynolds	Mrs Wade
Mr Doyle	Mr McGrath	Mr Richardson	Mr Weideman
Mr Elder	(Warrnambool)	Mr Rowe	Mr Wells
Mrs Elliott	Mr McGrath	Mr Ryan	
Mr Finn	(Wimmera)	Mr Smith	
Mr Gude	Mr McLellan	(Glen Waverley)	
Mr Hayward	(Frankston East)	Mr Smith	
Mr Heffernan	Mr McNamara	(Polwarth)	Tellers
Mrs Henderson	Mr Maclellan	Mr Spry	Mr Hyams
Mr Honeywood	(Pakenham)	Mr Steggall	Mr Plowman
Mr Jasper	Mr Maughan	Mr Stockdale	(Benambra)

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Mildenhall	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Mr Loney	Mr Sheehan	Tellers
Mr Dollis	Ms Marple	Mr Thomson	Mr Pandazopoulos
Mrs Garbutt	Mr Micallef	(Pascoe Vale)	Mr Thwaites

And so it was resolved in the affirmative.

Bill read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

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

- 18 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Parliamentary Committees (Amendment) Bill with amendments.

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

- 19 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Returning the Parliamentary Salaries and Superannuation (Further Amendment) Bill and suggesting amendments.

Ordered - That the suggested amendments be printed and taken into consideration tomorrow.

*Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders.*

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

- 20 **SITTING OF THE HOUSE** - Motion made, by leave, and question - That the resolution of the House fixing the sitting of the House tomorrow at 10.00 a.m. be amended so as to provide that the House shall meet at 10.30 a.m. tomorrow (*Mr Gude*) - put and agreed to.
- 21 **VICTORIAN TOURISM COMMISSION (TOURISM VICTORIA) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a 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 make further provision for the deregulation of shop trading hours in part of the City of Melbourne and in the area surrounding Southbank and to amend the 'Shop Trading Act 1987' and for other purposes*".
- 23 **CAPITAL CITY (SHOP TRADING) BILL** - On the motion of Mrs Wade, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 24 **TREASURY CORPORATION OF VICTORIA BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 25 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos. 5 and 6 be postponed until later this day.
- 26 **LAND TAX (REVISION) (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 -
FRIDAY, 6 NOVEMBER 1992
Bill read a second time and, by leave, read a third time forthwith.
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 27 **CHILDREN AND YOUNG PERSONS (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time- *and on the amendment* - That all the words after "That" be omitted with the view of inserting in place thereof the words "this Bill be withdrawn and redrafted in order to provide for the compulsory notification of child physical and sexual abuse by certain persons whilst practicing in certain professions"; debate resumed.
Question - That the words proposed to be omitted stand part of the question - put.

The House divided.

AYES, 59

Mr Ashley	Mr Jasper	Dr Napthine	Mr Stockdale
Mr Bildstien	Mr John	Mr Paterson	Mr Tanner
Mr Brown	Mr Kennett	Mr Perrin	Mrs Tehan
Mr Clark	Mr Kilgour	Mr Perton	Mr Thompson
Mr Coleman	Mr Leigh	Mr Pescott	(<i>Sandringham</i>)
Mr Cooper	Mr Lupton	Mrs Peulich	Mr Traynor
Mr Davis	Mr McArthur	Mr Phillips	Mr Treasure
Mr Dean	Mrs McGill	Mr Plowman	Mr Turner
Mr Doyle	Mr McGrath	(<i>Benambra</i>)	Mrs Wade
Mr Elder	(<i>Warrnambool</i>)	Mr Reynolds	Mr Weideman
Mrs Elliott	Mr McGrath	Mr Richardson	Mr Wells
Mr Finn	(<i>Wimmera</i>)	Mr Rowe	
Mr Gude	Mr McLellan	Mr Smith	
Mr Hayward	(<i>Frankston East</i>)	(<i>Glen Waverley</i>)	
Mr Heffernan	Mr McNamara	Mr Smith	<i>Tellers</i>
Mrs Henderson	Mr Maclellan	(<i>Polwarth</i>)	Mr Jenkins
Mr Honeywood	(<i>Pakenham</i>)	Mr Spry	Mr Ryan
Mr Hyams	Mr Maughan	Mr Steggall	

NOES, 27

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Baker	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Cunningham	Ms Marple	Mr Thomson	<i>Tellers</i>
Mr Dollis	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Haermeyer
Mrs Garbutt	Mr Mildenhall	Mr Thwaites	Mr Pandazopoulos

And so it was resolved in the affirmative.

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

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

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

- 28 **SUNSHINE 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 with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and, by leave, read a third time forthwith with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

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

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

30 **ADJOURNMENT** - Resolved - That the House do now adjourn.

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

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 7 - Friday, 6 November 1992

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

2 **PAPERS** -

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

Constitution Act Amendment Act 1958 - Statement of a function conferred on the Electoral Commissioner, 27 October 1992

Equal Opportunity Board - Report for the year 1991-92

Equal Opportunity Commissioner - Report for the year 1991-92 - Ordered to be printed

Estate Agents Board - Report for the year 1991-92

Flora and Fauna Guarantee Act 1988 - Order in Council adding and repealing items to Schedule 2 - List of Taxa and Communities of Flora or Fauna which are threatened and adding an item to Schedule 3 - List of potentially threatening processes

Melbourne and Metropolitan Board of Works - Report for the year 1991-92

Patriotic Funds Council - Report for the year 1991

Public Advocate - Report of the Office for the year 1991-92 - Ordered to be printed

Rural Finance Corporation - Report for the year 1991-92

State Superannuation Fund - Report of the Actuarial Investigation as at 30 June 1991

State Trustees - Report for the year 1991-92

Statutory Rules under the Public Service Act 1974 - Public Service Determinations Nos. 28, 29

Transport Accident Commission - Report for the year 1991-92

Victorian Debt Retirement Authority - Report for the year 1991-92

Victorian Economic Development Corporation - Report for the year 1991-92

Victorian Gaming Commission - Report for the year 1991-92

Victorian Relief Committee - Report for the year 1991-92

Young Farmer's Finance Council - Report for the year 1991-92

- 3 **CONSTITUTION (GOVERNOR'S POWERS) BILL** - Mr Kennett obtained leave, with Mr McNamara, to bring in a Bill "*to amend section 12A of the 'Constitution Act 1975' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 4 **STATE BOARD OF EDUCATION (REPEAL) BILL** - Mr Hayward obtained leave, with Mr Gude, to bring in a Bill to "*repeal the 'State Board of Education Act 1983' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 5 **SUPERANNUATION (PUBLIC SECTOR) BILL** - Mr Smith (*Polwarth*) obtained leave, with Mr Stockdale, to bring in a Bill "*to make further provision relating to superannuation in the public sector and for other purpose*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 6 **STATE OWNED ENTERPRISES BILL** - Mr Stockdale obtained leave, with Mr Smith (*Polwarth*), to bring in a Bill "*to provide for the establishment and operation of State owned enterprises and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 **TATTERSALL CONSULTATIONS (AMENDMENT) BILL** - Mr Stockdale obtained leave, with Mr Smith (*Polwarth*), to bring in a Bill "*to amend the 'Tattersall Consultations Act 1958' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 **TRANSPORT ACCIDENT (AMENDMENT) BILL** - Mr Stockdale obtained leave, with Mr Smith (*Polwarth*), to bring in a Bill "*to transfer certain assets and liabilities to the Transport Accident Commission, to amend the 'Transport Accident Act 1986', the 'Building Societies (Prudential Standards) Act 1990' 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.
- 9 **PARLIAMENTARY SALARIES AND SUPERANNUATION (FURTHER AMENDMENT) BILL** - Order read for the consideration of the amendments suggested by the Legislative Council.

On the motion of Mr Kennett and, after debate - Suggested amendments made.

Ordered - That the Bill be returned to the Legislative Council with a Message acquainting them accordingly.

- 10 **PARLIAMENTARY COMMITTEES (AMENDMENT) BILL** - Order read for the consideration of the amendments made by the Legislative Council.

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

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

- 11 **MUTUAL RECOGNITION (VICTORIA) 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 (*Ms Kirner*) - put and agreed to.

Ordered - That the debate be adjourned until Wednesday, 11 November 1992.

12 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos 4 to 7 inclusive, be postponed until later this day.

13 **LAW REFORM COMMISSION (REPEAL) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Wade*).

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

Motion made and question proposed - That the debate be adjourned until Wednesday, 11 November 1992 (*Mrs Wade*) - and, after debate -

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

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

15 **LAW REFORM COMMISSION (REPEAL) BILL** - Debate resumed on question - That the debate be adjourned until Wednesday, 11 November 1992.

Question - put.

The House divided.

AYES, 59

Mr Ashley	Mr Jenkins	Dr Naphine	Mr Stockdale
Mr Brown	Mr John	Mr Paterson	Mr Tanner
Mr Clark	Mr Kennett	Mr Perrin	Mr Tehan
Mr Coleman	Mr Kilgour	Mr Perton	Mr Thompson
Mr Cooper	Mr Leigh	Mr Pescott	(<i>Sandringham</i>)
Mr Davis	Mr Lupton	Mrs Peulich	Mr Traynor
Mr Dean	Mr McArthur	Mr Plowman	Mr Treasure
Mr Doyle	Mrs McGill	(<i>Benambra</i>)	Mr Turner
Mr Elder	Mr McGrath	Mr Reynolds	Mrs Wade
Mrs Elliott	(<i>Warrnambool</i>)	Mr Richardson	Mr Weideman
Mr Finn	Mr McGrath	Mr Rowe	Mr Wells
Mr Gude	(<i>Wimmera</i>)	Mr Ryan	
Mr Hayward	Mr McLellan	Mr Smith	
Mr Heffernan	(<i>Frankston East</i>)	(<i>Glen Waverley</i>)	
Mrs Henderson	Mr McNamara	Mr Smith	
Mr Honeywood	Mr Maclellan	(<i>Polwarth</i>)	<i>Tellers</i>
Mr Hyams	(<i>Pakenham</i>)	Mr Spry	Mr Bildstien
Mr Jasper	Mr Maughan	Mr Steggall	Mr Phillips

NOES, 26

Mr Andrianopoulos	Mr Kennan	Mr Roper	Mrs Wilson
Mr Baker	Ms Kirner	Mr Sandon	
Mr Batchelor	Mr Leighton	Mr Seitz	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Cunningham	Ms Marple	Mr Thomson	
Mr Dollis	Mr Micallef	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Mrs Garbutt	Mr Mildenhall	Mr Thwaites	Mr Haermeyer
Mr Hamilton	Mr Pandazopoulos	Dr Vaughan	Mr Sercombe

And so it was resolved in the affirmative.

- 16 **MESSAGE FROM THE LEGISLATIVE COUNCIL - Agreeing to the Intellectually Disabled Persons' Services (Trust Money) Bill without amendment.**
- 17 **PUBLIC AUTHORITIES (DIVIDENDS) (AMENDMENT) BILL - Motion made and question proposed - That this Bill be now read a second time (Mr Stockdale).**
Motion made and question - That the debate be now adjourned (Mr Baker) - put and agreed to.
Ordered - That the debate be adjourned until Tuesday, 10 November 1992.
- 18 **STATE TAXATION (AMENDMENT) BILL - Motion made and question proposed - That this Bill be now read a second time (Mr Stockdale).**
Motion made and question - That the debate be now adjourned (Mr Baker) - put and agreed to.
Ordered, after debate - That the debate be adjourned until Tuesday, 10 November 1992.
- 19 **TRANSPORT (AMENDMENT) BILL - Motion made and question proposed - That this Bill be now read a second time (Mr Brown).**
Motion made and question - That the debate be now adjourned (Mr Batchelor) - put and agreed to.
Ordered - That the debate be adjourned until Wednesday, 11 November 1992.
- 20 **POLICE REGULATION (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, 55

Mr Ashley	Mr Jenkins	Mr Paterson	Mr Steggall
Mr Brown	Mr John	Mr Perrin	Mr Stockdale
Mr Clark	Mr Kennett	Mr Perton	Mr Tanner
Mr Coleman	Mr Kilgour	Mr Pescott	Mrs Tehan
Mr Cooper	Mr Leigh	Mrs Peulich	Mr Thompson
Mr Davis	Mr Lupton	Mr Plowman	(Sandringham)
Mr Dean	Mr McArthur	(Benambra)	Mr Traynor
Mr Doyle	Mrs McGill	Mr Reynolds	Mr Treasure
Mr Elder	Mr McGrath	Mr Richardson	Mr Turner
Mrs Elliott	(Wimmera)	Mr Rowe	Mrs Wade
Mr Finn	Mr McLellan	Mr Ryan	Mr Weideman
Mr Gude	(Frankston East)	Mr Smith	Mr Wells
Mr Hayward	Mr McNamara	(Glen Waverley)	
Mr Heffernan	Mr Maclellan	Mr Smith	Tellers
Mrs Henderson	(Pakenham)	(Polwarth)	Mr Hyams
Mr Jasper	Mr Maughan	Mr Spry	Mr Phillips

NOES, 27

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Baker	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Cunningham	Mr Micallef	Mr Thomson	Tellers
Mr Dollis	Mr Mildenhall	(Pascoe Vale)	Mr Haermeyer
Mrs Garbutt	Mr Pandazopoulos	Mr Thwaites	Ms Marple

And so it was resolved in the affirmative.

Bill read a second time and committed.

Ordered - That the Bill be considered in Committee tomorrow.

- 21 **STATE DEFICIT LEVY BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Stockdale*).

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

Motion made and question - That the debate be adjourned until Wednesday, 11 November 1992 (*Mr Stockdale*) - after debate, put.

The House divided.

AYES, 56

Mr Ashley	Mr John	Mr Perton	Mr Tanner
Mr Brown	Mr Kennett	Mr Pescott	Mrs Tehan
Mr Clark	Mr Kilgour	Mrs Peulich	Mr Thompson
Mr Coleman	Mr Leigh	Mr Phillips	(<i>Sandringham</i>)
Mr Cooper	Mr Lupton	Mr Plowman	Mr Traynor
Mr Davis	Mr McArthur	(<i>Benambra</i>)	Mr Treasure
Mr Doyle	Mrs McGill	Mr Reynolds	Mr Turner
Mr Elder	Mr McGrath	Mr Richardson	Mrs Wade
Mrs Elliott	(<i>Wimmera</i>)	Mr Rowe	Mr Weideman
Mr Finn	Mr McLellan	Mr Ryan	Mr Wells
Mr Gude	(<i>Frankston East</i>)	Mr Smith	
Mr Hayward	Mr McNamara	(<i>Glen Waverley</i>)	
Mr Heffernan	Mr Maclellan	Mr Smith	
Mrs Henderson	(<i>Pakenham</i>)	(<i>Polwarth</i>)	
Mr Honeywood	Mr Maughan	Mr Spry	<i>Tellers</i>
Mr Hyams	Mr Paterson	Mr Steggall	Mr Dean
Mr Jasper	Mr Perrin	Mr Stockdale	Mr Jenkins

NOES, 27

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Baker	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Ms Marple	Mr Sheehan	
Mr Cunningham	Mr Micallef	Mr Thomson	<i>Tellers</i>
Mr Dollis	Mr Mildenhall	(<i>Pascoe Vale</i>)	Mr Haermeyer
Mrs Garbutt	Mr Pandazopoulos	Mr Thwaites	Mr Loney

And so it was resolved in the affirmative.

- 22 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:

Annual Leave Payments Bill

Borrowing and Investment Powers (Melbourne Water Corporation) Bill

- 23 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Parliamentary Salaries and Superannuation (Further Amendment) Bill (including amendments made by the Legislative Assembly on suggestion of the Legislative Council) without amendment.

- 24 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr McNamara*) - put and agreed to.
- 25 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
And the House, at ten minutes past Seven o'clock, adjourned until Tuesday, 10 November 1992.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 8, 9, 10 and 11

No. 8 - Tuesday, 10 November 1992

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Coleraine and District Hospital - Report for the year 1991-92
 - Geelong Performing Arts Centre Trust - Report for the year 1991-92
 - Hamilton Base Hospital - Report for the year 1991-92
 - Kerang and District Hospital - Report for the year 1991-92
 - Koroit and District Memorial Hospital - Report for the year 1991-92
 - Kyneton District Hospital - Report for the year 1991-92
 - Law Reform Commission - Report for the year 1991-92
 - Libraries Board of Victoria - Report for the year 1991-92
 - Liquor Licensing Commission - Report for the year 1991-92
 - Macarthur and Penshurst District Memorial Hospitals - Report for the year 1991-92
 - Maryborough and District Hospital - Report for the year 1991-92
 - Metropolitan Fire Brigades - Report for the year 1991-92
 - Mt. Alexander Hospital - Report for the year 1991-92
 - Museums Advisory Board - Report for the year 1991-92
 - National Parks Advisory Council - Report for the year 1991-92
 - O'Connell Family Centre (Grey Sisters) Inc. - Report for the year 1991-92
 - Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:
 - Beechworth Planning Scheme - Nos. L5, L21
 - Brunswick Planning Scheme - No. L22
 - Rodney Planning Scheme - No. L36
 - Williamstown Planning Scheme - No. L11
 - Portland and District Hospital - Report for the year 1991-92
 - Port of Geelong Authority - Report for the year 1991-92
 - Port of Melbourne Authority - Report for the year 1991-92
 - Port of Portland Authority - Report for the year 1991-92
 - Roads Corporation - Report for the year 1991-92

- State Film Centre of Victoria Council - Report for the year 1991-92
 Terang and District Community Hospital - Report for the year 1991-92
 Victorian Art - Reports of the Council and the Ministry for the year 1991-92
 Victorian Arts Centre Trust - Report for the year 1991-92
 Victorian Development Fund - Report for the year 1991-92
 Victorian Post-Secondary Education Commission - Office of Higher Education -
 Report for the year 1991-92
 Victorian Public Authorities Finance Agency - Report for the year 1991-92.

- 4 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - ASSENT TO BILL** - Informing the Assembly that he had, on Monday, 9 November 1992 given the Royal Assent to the following Bill, presented to him by the Clerk of the Parliaments:
 Constitution (Ministers) Bill.
- 5 **HOUSE COMMITTEE - MEMBERSHIP** - Motion made, by leave, and question - That Dr Coghill, Mr Dollis, Mr McGrath (*Warrnambool*), Mr Roper and Mr Weideman be members of the House Committee; and that the Committee have leave to sit on days on which the House does not meet (*Mr Gude*) - put and agreed to.
- 6 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:
 Law Reform Commission (Repeal) Bill
 State Taxation (Amendment) Bill
 Transport (Amendment) Bill.
- 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. 23 *ante*); debate resumed.
 Motion made and question - That the debate be now adjourned (*Mr Spry*) - put and agreed to.
 Ordered - That the debate be adjourned until later this day.
- 8 **CAPITAL CITY (SHOP TRADING) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Heffernan*).
 Motion made and question - That the debate be now adjourned (*Mr Leighton*) - put and agreed to.
 Motion made and question proposed - That the debate be adjourned until tomorrow (*Mr Heffernan*) - and, after debate -
 Motion made and question - That the question be now put (*Mr Heffernan*) - put.

The House divided.

AYES, 60

Mr Ashley	Mr Jenkins	Mr Perrin	Mr Stockdale
Mr Bildstien	Mr John	Mr Perton	Mr Tanner
Mr Brown	Mr Kennett	Mr Pescott	Mrs Tehan
Mr Clark	Mr Kilgour	Mrs Peulich	Mr Thompson
Mr Coleman	Mr Leigh	Mr Phillips	(Sandringham)
Mr Cooper	Mr Lupton	Mr Plowman	Mr Traynor
Mr Davis	Mr McArthur	(Benambra)	Mr Treasure
Mr Dean	Mrs McGill	Mr Plowman	Mrs Wade
Mr Doyle	Mr McGrath	(Evelyn)	Mr Weideman
Mr Elder	(Warrnambool)	Mr Reynolds	Mr Wells
Mrs Elliott	Mr McGrath	Mr Richardson	
Mr Finn	(Wimmera)	Mr Rowe	
Mr Gude	Mr McLellan	Mr Ryan	
Mr Hayward	(Frankston East)	Mr Smith	
Mr Heffernan	Mr McNamara	(Glen Waverley)	
Mrs Henderson	Mr Maclellan	Mr Smith	
Mr Honeywood	(Pakenham)	(Polwarth)	Tellers
Mr Hyams	Mr Maughan	Mr Spry	Dr Napthine
Mr Jasper	Mr Paterson	Mr Steggall	Mr Turner

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Mildenhall	Mr Thomson
Mr Baker	Mr Hamilton	Mr Pandazopoulos	(Pascoe Vale)
Mr Batchelor	Mr Kennan	Mr Roper	Mrs Wilson
Dr Coghill	Ms Kirner	Mr Sandon	
Mr Cole	Mr Leighton	Mr Seitz	Tellers
Mr Cunningham	Mr Loney	Mr Sercombe	Mr Thwaites
Mr Dollis	Ms Marple	Mr Sheehan	Dr Vaughan
Mrs Garbutt	Mr Micallef		

And so it was resolved in the affirmative.

Question - That the debate be adjourned until tomorrow - accordingly put.

The House divided.

AYES, 60

Mr Ashley	Mr John	Mr Paterson	Mr Spry
Mr Bildstien	Mr Kennett	Mr Perrin	Mr Steggall
Mr Brown	Mr Kilgour	Mr Perton	Mr Stockdale
Mr Clark	Mr Leigh	Mr Pescott	Mr Tanner
Mr Coleman	Mr Lupton	Mrs Peulich	Mrs Tehan
Mr Cooper	Mr McArthur	Mr Phillips	Mr Thompson
Mr Davis	Mrs McGill	Mr Plowman	(Sandringham)
Mr Doyle	Mr McGrath	(Benambra)	Mr Traynor
Mr Elder	(Warrnambool)	Mr Plowman	Mr Treasure
Mrs Elliott	Mr McGrath	(Evelyn)	Mr Turner
Mr Finn	(Wimmera)	Mr Reynolds	Mrs Wade
Mr Gude	Mr McLellan	Mr Richardson	Mr Weideman
Mr Hayward	(Frankston East)	Mr Rowe	Mr Wells
Mr Heffernan	Mr McNamara	Mr Ryan	
Mrs Henderson	Mr Maclellan	Mr Smith	
Mr Honeywood	(Pakenham)	(Glen Waverley)	
Mr Hyams	Mr Maughan	Mr Smith	
Mr Jasper	Dr Napthine	(Polwarth)	Tellers
			Mr Dean
			Mr Jenkins

NOES, 27

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Baker	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Cunningham	Mr Micallef	Mr Thomson	<i>Tellers</i>
Mr Dollis	Mr Mildenhall	(<i>Pascoe Vale</i>)	Mr Haermeyer
Mrs Garbutt	Mr Pandazopoulos	Mr Thwaites	Ms Marple

And so it was resolved in the affirmative.

- 9 **POSTPONEMENT OF ORDER OF THE DAY** - Ordered - That the consideration of Order of the Day, Government Business, No. 3, be postponed until later this day.
- 10 **CONSTITUTION (GOVERNOR'S POWERS) 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 (*Ms Kirner*) - put and agreed to.
- Ordered - That the debate be adjourned until tomorrow.
- 11 **STATE BOARD OF EDUCATION (REPEAL) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Hayward*).
- Motion made and question - That the debate be now adjourned (*Mr Sheehan*) - put and agreed to.
- Motion made and question proposed - That the debate be adjourned until tomorrow (*Mr Hayward*) - and, after debate -
- Amendment proposed - That the word "tomorrow" be omitted with a view of inserting in place thereof the expression "Tuesday, 17 November 1992" (*Mr Roper*) - and, after debate -
- Question - That the word proposed to be omitted stand part of the question - put.
- Debate -
- Question - That the word proposed to be omitted stand part of the question - put.
- The House divided.

	AYES, 59		eggall ockdale
Mr Brown	Mr John	Mr Perrin	Mr Tanner
Mr Clark	Mr Kilgour	Mr Perton	Mrs Tehan
Mr Coleman	Mr Leigh	Mr Pescott	Mr Thompson
Mr Cooper	Mr Lupton	Mr Plowman	(<i>Sandringham</i>)
Mr Davis	Mr McArthur	(<i>Benambra</i>)	Mr Traynor
Mr Dean	Mrs McGill	Mr Plowman	Mr Treasurer
Mr Doyle	Mr McGrath	(<i>Evelyn</i>)	Mr Turner
Mr Elder	(<i>Warrnambool</i>)	Mr Reynolds	Mrs Wade
Mrs Elliott	Mr McGrath	Mr Richardson	Mr Weideman
Mr Finn	(<i>Wimmera</i>)	Mr Rowe	Mr Wells
Mr Gude	Mr McLellan	Mr Ryan	
Mr Hayward	(<i>Frankston East</i>)	Mr Smith	
Mr Heffernan	Mr McNamara	(<i>Glen Waverley</i>)	
Mrs Henderson	Mr Maclellan	Mr Smith	<i>Tellers</i>
Mr Honeywood	(<i>Pakenham</i>)	(<i>Polwarth</i>)	Mrs Peulich
Mr Hyams	Mr Maughan	Mr Spry	Mr Phillips

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Pandazopoulos	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Ms Marple	Mr Sheehan	<i>Tellers</i>
Mr Dollis	Mr Micallef	Mr Thomson	Mr Loney
Mrs Garbutt	Mr Mildenhall	(<i>Pascoe Vale</i>)	Mr Thwaites

And so it was resolved in the affirmative.

Ordered - That the debate be adjourned until tomorrow - put and agreed to.

- 12 SUPERANNUATION (PUBLIC SECTOR) BILL - Motion made and question proposed - That this Bill be now read a second time (*Mr Smith, Polwarth*).

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

Motion made and question proposed - That the debate be adjourned until Thursday, 12 November 1992 (*Mr Smith, Polwarth*).

Amendment proposed - That the expression "Thursday, 12 November 1992" be omitted with a view of inserting in place thereof the expression "Tuesday, 24 November 1992" (*Mr Baker*) - and, after debate -

Motion made and question - That the question be now put (*Mr Steggall*) - put.

The House divided.

AYES, 60

Mr Ashley	Mr Jasper	Mr Maughan	Mr Spry
Mr Bildstien	Mr Jenkins	Dr Napthine	Mr Steggall
Mr Brown	Mr John	Mr Paterson	Mr Stockdale
Mr Clark	Mr Kennett	Mr Perrin	Mr Tanner
Mr Coleman	Mr Kilgour	Mr Perton	Mrs Tehan
Mr Cooper	Mr Leigh	Mr Pescott	Mr Thompson
Mr Davis	Mr Lupton	Mr Plowman	(<i>Sandringham</i>)
Mr Dean	Mr McArthur	(<i>Benambra</i>)	Mr Traynor
Mr Doyle	Mrs McGill	Mr Plowman	Mr Treasure
Mr Elder	Mr McGrath	(<i>Evelyn</i>)	Mr Turner
Mrs Elliott	(<i>Warrnambool</i>)	Mr Reynolds	Mrs Wade
Mr Finn	Mr McGrath	Mr Richardson	Mr Weideman
Mr Gude	(<i>Wimmera</i>)	Mr Rowe	Mr Wells
Mr Hayward	Mr McLellan	Mr Ryan	
Mr Heffernan	(<i>Frankston East</i>)	Mr Smith	
Mrs Henderson	Mr McNamara	(<i>Glen Waverley</i>)	<i>Tellers</i>
Mr Honeywood	Mr Maclellan	Mr Smith	Mrs Peulich
Mr Hyams	(<i>Pakenham</i>)	(<i>Polwarth</i>)	Mr Phillips

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Pandazopoulos	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Ms Marple	Mr Sheehan	<i>Tellers</i>
Mr Dollis	Mr Micallef	Mr Thomson	Mr Loney
Mrs Garbutt	Mr Mildenhall	(<i>Pascoe Vale</i>)	Mr Thwaites

And so it was resolved in the affirmative.

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

The House divided.

AYES, 60

Mr Ashley	Mr John	Mr Perrin	Mr Stockdale
Mr Bildstien	Mr Kennett	Mr Perton	Mr Tanner
Mr Brown	Mr Kilgour	Mr Pescott	Mrs Tehan
Mr Clark	Mr Leigh	Mrs Peulich	Mr Thompson
Mr Coleman	Mr Lupton	Mr Phillips	(Sandringham)
Mr Cooper	Mr McArthur	Mr Plowman	Mr Traynor
Mr Davis	Mrs McGill	(Benambra)	Mr Turner
Mr Dean	Mr McGrath	Mr Plowman	Mrs Wade
Mr Doyle	(Warrnambool)	(Evelyn)	Mr Weideman
Mr Elder	Mr McGrath	Mr Reynolds	Mr Wells
Mrs Elliott	(Wimmera)	Mr Richardson	
Mr Finn	Mr McLellan	Mr Rowe	
Mr Gude	(Frankston East)	Mr Ryan	
Mr Hayward	Mr McNamara	Mr Smith	
Mr Heffernan	Mr Maclellan	(Glen Waverley)	
Mrs Henderson	(Pakenham)	Mr Smith	
Mr Honeywood	Mr Maughan	(Polwarth)	Tellers
Mr Jasper	Dr Napthine	Mr Spry	Mr Hyams
Mr Jenkins	Mr Paterson	Mr Steggall	Mr Treasure

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Ms Kirner	Mr Sercombe	
Mr Cole	Mr Leighton	Mr Sheehan	
Mr Cunningham	Ms Marple	Mr Thomson	Tellers
Mr Dollis	Mr Micallief	(Pascoe Vale)	Mr Loney
Mrs Garbutt	Mr Mildenhall	Mr Thwaites	Mr Pandazopoulos

And so it was resolved in the affirmative.

Ordered - That the debate be adjourned until Thursday, 12 November 1992.

- 13 STATE OWNED ENTERPRISES BILL - Motion made and question proposed - That this Bill be now read a second time (*Mr Stockdale*).

Motion made and question - That the debate be now adjourned (*Mr Thomson, Pascoe Vale*) - put and agreed to.

Motion made and question proposed - That the debate be adjourned until Thursday, 12 November 1992 (*Mr Stockdale*).

Amendment proposed - That the expression "Thursday, 12 November 1992" be omitted with the view of inserting in place thereof the expression "Tuesday, 24 November 1992" (*Mr Thomson, Pascoe Vale*) - and, after debate -

Motion made and question - That the question be now put (*Mr Stockdale*) - put.

The House divided.

AYES, 58

Mr Bildstien	Mr Kilgour	Mr Perton	Mr Stockdale
Mr Brown	Mr Leigh	Mr Pescott	Mr Tanner
Mr Clark	Mr Lupton	Mrs Peulich	Mrs Tehan
Mr Coleman	Mr McArthur	Mr Phillips	Mr Thompson
Mr Cooper	Mrs McGill	Mr Plowman	(Sandringham)
Mr Davis	Mr McGrath	(Benambra)	Mr Traynor
Mr Dean	(Warrnambool)	Mr Plowman	Mr Treasure
Mr Doyle	Mr McGrath	(Evelyn)	Mr Turner
Mr Elder	(Wimmera)	Mr Reynolds	Mrs Wade
Mrs Elliott	Mr McLellan	Mr Richardson	Mr Weideman
Mr Finn	(Frankston East)	Mr Rowe	Mr Wells
Mr Gude	Mr McNamara	Mr Ryan	
Mr Hayward	Mr Maclellan	Mr Smith	
Mr Heffernan	(Pakenham)	(Glen Waverley)	
Mrs Henderson	Mr Maughan	Mr Smith	
Mr Honeywood	Dr Napthine	(Polwarth)	Tellers
Mr Jasper	Mr Paterson	Mr Spry	Mr Hyams
Mr John	Mr Perrin	Mr Steggall	Mr Jenkins

NOES, 27

Mr Andrianopoulos	Mr Hamilton	Mr Pandazopoulos	Dr Vaughan
Mr Baker	Mr Kennan	Mr Roper	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Sandon	
Dr Coghill	Mr Leighton	Mr Seitz	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Cunningham	Ms Marple	Mr Thomson	Tellers
Mr Dollis	Mr Micallef	(Pascoe Vale)	Mr Haermeyer
Mrs Garbutt	Mr Mildenhall	Mr Thwaites	Mr Sercombe

And so it was resolved in the affirmative.

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

The House divided.

AYES, 58

Mr Bildstien	Mr Kilgour	Mr Perton	Mr Stockdale
Mr Brown	Mr Leigh	Mr Pescott	Mr Tanner
Mr Clark	Mr Lupton	Mrs Peulich	Mrs Tehan
Mr Coleman	Mr McArthur	Mr Phillips	Mr Thompson
Mr Cooper	Mrs McGill	Mr Plowman	(Sandringham)
Mr Davis	Mr McGrath	(Benambra)	Mr Traynor
Mr Dean	(Warrnambool)	Mr Plowman	Mr Treasure
Mr Doyle	Mr McGrath	(Evelyn)	Mr Turner
Mr Elder	(Wimmera)	Mr Reynolds	Mrs Wade
Mrs Elliott	Mr McLellan	Mr Richardson	Mr Weideman
Mr Finn	(Frankston East)	Mr Rowe	Mr Wells
Mr Gude	Mr McNamara	Mr Ryan	
Mr Hayward	Mr Maclellan	Mr Smith	
Mr Heffernan	(Pakenham)	(Glen Waverley)	
Mrs Henderson	Mr Maughan	Mr Smith	
Mr Honeywood	Dr Napthine	(Polwarth)	Tellers
Mr Jasper	Mr Paterson	Mr Spry	Mr Hyams
Mr John	Mr Perrin	Mr Steggall	Mr Jenkins

NOES, 27

Mr Andrianopoulos	Mr Hamilton	Mr Pandazopoulos	Dr Vaughan
Mr Baker	Mr Kennan	Mr Roper	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Sandon	
Dr Coghill	Mr Leighton	Mr Seitz	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Cunningham	Ms Marple	Mr Thomson	<i>Tellers</i>
Mr Dollis	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Haermeyer
Mrs Garbutt	Mr Mildenhall	Mr Thwaites	Mr Sercombe

And so it was resolved in the affirmative.

Debate resumed on question - That the debate be adjourned until Thursday, 12 November 1992.

Motion made and question - That the question be now put (*Mr Stockdale*) - put.

The House divided.

AYES, 57

Mr Bildstien	Mr Jenkins	Dr Napthine	Mr Steggall
Mr Brown	Mr John	Mr Paterson	Mr Stockdale
Mr Clark	Mr Kilgour	Mr Perrin	Mr Tanner
Mr Coleman	Mr Leigh	Mr Perton	Mrs Tehan
Mr Cooper	Mr Lupton	Mr Pescott	Mr Thompson
Mr Davis	Mr McArthur	Mrs Peulich	(<i>Sandringham</i>)
Mr Doyle	Mrs McGill	Mr Plowman	Mr Traynor
Mr Elder	Mr McGrath	(<i>Benambra</i>)	Mr Treasure
Mrs Elliott	(<i>Warrnambool</i>)	Mr Reynolds	Mr Turner
Mr Finn	Mr McGrath	Mr Richardson	Mrs Wade
Mr Gude	(<i>Wimmera</i>)	Mr Rowe	Mr Weideman
Mr Hayward	Mr McLellan	Mr Ryan	Mr Wells
Mr Heffernan	(<i>Frankston East</i>)	Mr Smith	
Mrs Henderson	Mr McNamara	(<i>Glen Waverley</i>)	
Mr Honeywood	Mr Maclellan	Mr Smith	<i>Tellers</i>
Mr Hyams	(<i>Pakenham</i>)	(<i>Polwarth</i>)	Mr Dean
Mr Jasper	Mr Maughan	Mr Spry	Mr Phillips

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Mildenhall	Mr Thwaites
Mr Baker	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Mr Loney	Mr Sheehan	<i>Tellers</i>
Mr Dollis	Ms Marple	Mr Thomson	Mr Pandazopoulos
Mrs Garbutt	Mr Micallef	(<i>Pascoe Vale</i>)	Mrs Wilson

And so it was resolved in the affirmative.

Question - That the debate be adjourned until Thursday, 12 November 1992 - accordingly put and agreed to.

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

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

Motion made and question proposed - That the debate be adjourned until Thursday, 12 November 1992 (*Mr Stockdale*).

Amendment proposed - That the expression "Thursday, 12 November 1992" be omitted with the view of inserting in place thereof the expression "Tuesday, 17 November 1992" (*Mr Roper*) - and, after debate -

*Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders.*

Motion made and question - That the sitting be continued (*Mr McGrath, Wimmera*) - put and agreed to.

Debate resumed on question and amendment.

Motion made and question - That the question be now put (*Mr McGrath, Wimmera*) - put.

The House divided.

AYES, 57

Mr Bildstien	Mr Jenkins	Mr Perrin	Mr Spry
Mr Brown	Mr John	Mr Perton	Mr Steggall
Mr Clark	Mr Kennett	Mr Pescott	Mr Stockdale
Mr Coleman	Mr Kilgour	Mrs Peulich	Mr Tanner
Mr Cooper	Mr Lupton	Mr Phillips	Mrs Tehan
Mr Davis	Mr McArthur	Mr Plowman	Mr Traynor
Mr Dean	Mrs McGill	(<i>Benambra</i>)	Mr Treasure
Mr Elder	Mr McGrath	Mr Plowman	Mr Turner
Mrs Elliott	(<i>Wimmera</i>)	(<i>Evelyn</i>)	Mrs Wade
Mr Finn	Mr McLellan	Mr Reynolds	Mr Weideman
Mr Gude	(<i>Frankston East</i>)	Mr Richardson	Mr Wells
Mr Hayward	Mr McNamara	Mr Rowe	
Mr Heffernan	Mr Maclellan	Mr Ryan	
Mrs Henderson	(<i>Pakenham</i>)	Mr Smith	<i>Tellers</i>
Mr Honeywood	Mr Maughan	(<i>Glen Waverley</i>)	Mr Doyle
Mr Hyams	Dr Napthine	Mr Smith	Mr Thompson
Mr Jasper	Mr Paterson	(<i>Polwarth</i>)	(<i>Sandringham</i>)

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Ms Kirner	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Cunningham	Ms Marple	Mr Thomson	<i>Tellers</i>
Mr Dollis	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Leighton
Mrs Garbutt	Mr Pandazopoulos	Mr Thwaites	Mr Mildenhall

And so it was resolved in the affirmative.

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

The House divided.

AYES, 57

Mr Bildstien	Mr Jenkins	Mr Perton	Mr Steggall
Mr Brown	Mr John	Mr Pescott	Mr Stockdale
Mr Clark	Mr Kennett	Mrs Peulich	Mr Tanner
Mr Coleman	Mr Kilgour	Mr Phillips	Mrs Tehan
Mr Cooper	Mr Lupton	Mr Plowman	Mr Thompson
Mr Davis	Mrs McGill	(Benambra)	(Sandringham)
Mr Dean	Mr McGrath	Mr Plowman	Mr Traynor
Mr Doyle	(Wimmera)	(Evelyn)	Mr Treasure
Mr Elder	Mr McLellan	Mr Reynolds	Mr Turner
Mr Finn	(Frankston East)	Mr Richardson	Mrs Wade
Mr Gude	Mr McNamara	Mr Rowe	Mr Weideman
Mr Hayward	Mr Maclellan	Mr Ryan	Mr Wells
Mr Heffernan	(Pakenham)	Mr Smith	
Mrs Henderson	Mr Maughan	(Glen Waverley)	
Mr Honeywood	Dr Napthine	Mr Smith	<i>Tellers</i>
Mr Hyams	Mr Paterson	(Polwarth)	Mrs Elliott
Mr Jasper	Mr Perrin	Mr Spry	Mr McArthur

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Pandazopoulos	Mr Thwaites
Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Ms Marple	Mr Sheehan	<i>Tellers</i>
Mr Dollis	Mr Micallef	Mr Thomson	Mr Loney
Mrs Garbutt	Mr Mildenhall	(Pascoe Vale)	Dr Vaughan

And so it was resolved in the affirmative.

Question - That the debate be adjourned until Thursday, 12 November 1992.

Motion made and question - That the question be now put (*Mr McGrath, Wimmera*) - put.

The House divided.

AYES, 57

Mr Bildstien	Mr Jasper	Mr Paterson	Mr Steggall
Mr Brown	Mr Jenkins	Mr Perrin	Mr Stockdale
Mr Clark	Mr John	Mr Perton	Mr Tanner
Mr Coleman	Mr Kennett	Mr Pescott	Mrs Tehan
Mr Cooper	Mr Kilgour	Mrs Peulich	Mr Thompson
Mr Davis	Mr Lupton	Mr Phillips	(Sandringham)
Mr Dean	Mr McArthur	Mr Plowman	Mr Traynor
Mr Doyle	Mrs McGill	(Evelyn)	Mr Turner
Mr Elder	Mr McGrath	Mr Reynolds	Mrs Wade
Mrs Elliott	(Wimmera)	Mr Richardson	Mr Weideman
Mr Finn	Mr McLellan	Mr Rowe	Mr Wells
Mr Gude	(Frankston East)	Mr Ryan	
Mr Hayward	Mr McNamara	Mr Smith	
Mr Heffernan	Mr Maclellan	(Glen Waverley)	<i>Tellers</i>
Mrs Henderson	(Pakenham)	Mr Smith	Mr Plowman
Mr Honeywood	Mr Maughan	(Polwarth)	(Benambra)
Mr Hyams	Dr Napthine	Mr Spry	Mr Treasure

NOES, 27

Mr Andrianopoulos	Mr Hamilton	Mr Pandazopoulos	Dr Vaughan
Mr Baker	Mr Kennan	Mr Roper	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Sandon	
Dr Coghill	Mr Leighton	Mr Seitz	
Mr Cole	Mr Loney	Mr Sercombe	
Mr Cunningham	Ms Marple	Mr Sheehan	<i>Tellers</i>
Mr Dollis	Mr Micallef	Mr Thomson	Mr Haermeyer
Mrs Garbutt	Mr Mildenhall	(<i>Pascoe Vale</i>)	Mr Thwaites

And so it was resolved in the affirmative.

Question - That the debate be adjourned until Thursday, 12 November 1992 - accordingly put and agreed to.

- 15 **TRANSPORT ACCIDENT (AMENDMENT) BILL** - *Declaration of Bill as Urgent - Limitation of debate* - Mr Gude declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.

Mr Speaker having ascertained that twenty members approved of the proposed motion being put -

Question - That the Bill be considered an urgent Bill - put.

The House divided.

AYES, 58

Mr Bildstien	Mr Jenkins	Mr Paterson	Mr Stockdale
Mr Brown	Mr John	Mr Perrin	Mr Tanner
Mr Clark	Mr Kennett	Mr Perton	Mrs Tehan
Mr Coleman	Mr Kilgour	Mr Pescott	Mr Thompson
Mr Cooper	Mr Lupton	Mrs Peulich	(<i>Sandringham</i>)
Mr Davis	Mr McArthur	Mr Phillips	Mr Traynor
Mr Dean	Mrs McGill	Mr Plowman	Mr Turner
Mr Doyle	Mr McGrath	(<i>Evelyn</i>)	Mrs Wade
Mr Elder	(<i>Warrnambool</i>)	Mr Reynolds	Mr Weideman
Mrs Elliott	Mr McGrath	Mr Richardson	Mr Wells
Mr Finn	(<i>Wimmera</i>)	Mr Rowe	
Mr Gude	Mr McLellan	Mr Ryan	
Mr Hayward	(<i>Frankston East</i>)	Mr Smith	
Mr Heffernan	Mr McNamara	(<i>Glen Waverley</i>)	
Mrs Henderson	Mr Maclellan	Mr Smith	<i>Tellers</i>
Mr Honeywood	(<i>Pakenham</i>)	(<i>Polwarth</i>)	Mr Plowman
Mr Hyams	Mr Maughan	Mr Spry	(<i>Benambra</i>)
Mr Jasper	Dr Napthine	Mr Steggall	Mr Treasure

NOES, 27

Mr Andrianopoulos	Mr Hamilton	Mr Pandazopoulos	Dr Vaughan
Mr Baker	Mr Kennan	Mr Roper	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Sandon	
Dr Coghill	Mr Leighton	Mr Seitz	
Mr Cole	Mr Loney	Mr Sercombe	
Mr Cunningham	Ms Marple	Mr Sheehan	<i>Tellers</i>
Mr Dollis	Mr Micallef	Mr Thomson	Mr Haermeyer
Mrs Garbutt	Mr Mildenhall	(<i>Pascoe Vale</i>)	Mr Thwaites

And so it was resolved in the affirmative.

Motion made and question - That the time allotted for the remaining stages of the Bill be until 1.00 a.m. tomorrow (*Mr Gude*) - after debate, put .

The House divided.

AYES, 58

Mr Bildstien	Mr Jenkins	Dr Napthine	Mr Smith
Mr Brown	Mr John	Mr Paterson	(<i>Polwarth</i>)
Mr Clark	Mr Kennett	Mr Perrin	Mr Spry
Mr Coleman	Mr Kilgour	Mr Perton	Mr Steggall
Mr Cooper	Mr Lupton	Mr Pescott	Mr Stockdale
Mr Davis	Mr McArthur	Mrs Peulich	Mr Tanner
Mr Doyle	Mrs McGill	Mr Phillips	Mrs Tehan
Mr Elder	Mr McGrath	Mr Plowman	Mr Thompson
Mrs Elliott	(<i>Warrnambool</i>)	(<i>Benambra</i>)	(<i>Sandringham</i>)
Mr Finn	Mr McGrath	Mr Plowman	Mr Traynor
Mr Gude	(<i>Wimmera</i>)	(<i>Evelyn</i>)	Mr Treasure
Mr Hayward	Mr McLellan	Mr Reynolds	Mrs Wade
Mr Heffernan	(<i>Frankston East</i>)	Mr Richardson	Mr Weideman
Mrs Henderson	Mr McNamara	Mr Rowe	Mr Wells
Mr Honeywood	Mr Maclellan	Mr Ryan	<i>Tellers</i>
Mr Hyams	(<i>Pakenham</i>)	Mr Smith	Mr Dean
Mr Jasper	Mr Maughan	(<i>Glen Waverley</i>)	Mr Turner

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Ms Kirner	Mr Sercombe	
Mr Cole	Mr Leighton	Mr Sheehan	
Mr Cunningham	Mr Loney	Mr Thomson	<i>Tellers</i>
Mr Dollis	Mr Micallef	(<i>Pascoe Vale</i>)	Ms Marple
Mrs Garbutt	Mr Pandazopoulos	Mr Thwaites	Mr Mildenhall

And so it was resolved in the affirmative.

- 16 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Transport Accident (Amendment) Bill.

- 17 **TRANSPORT ACCIDENT (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Stockdale*).

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

WEDNESDAY, 11 NOVEMBER 1992

Limitation of Debate - The time allotted for the remaining stages of the Bill having expired -

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

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

- 18 **PUBLIC AUTHORITIES (DIVIDENDS) (AMENDMENT) BILL** - *Declaration of Bill as Urgent* - *Limitation of debate* - Mr Gude declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.

Mr Speaker having ascertained that twenty members approved of the proposed motion being put -

Question - That the Bill be considered an urgent Bill - put.

The House divided.

AYES, 58

Mr Bildstien	Mr Jenkins	Dr Napthine	Mr Smith
Mr Brown	Mr John	Mr Paterson	(Polwarth)
Mr Clark	Mr Kennett	Mr Perrin	Mr Spry
Mr Coleman	Mr Kilgour	Mr Perton	Mr Steggall
Mr Cooper	Mr Lupton	Mr Pescott	Mr Stockdale
Mr Davis	Mr McArthur	Mrs Peulich	Mr Tanner
Mr Doyle	Mrs McGill	Mr Phillips	Mrs Tehan
Mr Elder	Mr McGrath	Mr Plowman	Mr Thompson
Mrs Elliott	(Warrnambool)	(Benambra)	(Sandringham)
Mr Finn	Mr McGrath	Mr Plowman	Mr Traynor
Mr Gude	(Wimmera)	(Evelyn)	Mr Treasure
Mr Hayward	Mr McLellan	Mr Reynolds	Mrs Wade
Mr Heffernan	(Frankston East)	Mr Richardson	Mr Weideman
Mrs Henderson	Mr McNamara	Mr Rowe	Mr Wells
Mr Honeywood	Mr Maclellan	Mr Ryan	Tellers
Mr Hyams	(Pakenham)	Mr Smith	Mr Dean
Mr Jasper	Mr Maughan	(Glen Waverley)	Mr Turner

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Ms Kirner	Mr Sercombe	
Mr Cole	Mr Leighton	Mr Sheehan	
Mr Cunningham	Mr Loney	Mr Thomson	Tellers
Mr Dollis	Mr Micallef	(Pascoe Vale)	Ms Marple
Mrs Garbutt	Mr Pandazopoulos	Mr Thwaites	Mr Mildenhall

And so it was resolved in the affirmative.

Motion made and question - That the time allotted for the remaining stages of the Bill be until 2.30 a.m. this day (Mr Gude) - after debate, put.

The House divided.

* AYES, 57

Mr Bildstien	Mr Jasper	Mr Perrin	Mr Spry
Mr Brown	Mr Kennett	Mr Perton	Mr Steggall
Mr Clark	Mr Kilgour	Mr Pescott	Mr Stockdale
Mr Coleman	Mr Lupton	Mrs Peulich	Mr Tanner
Mr Cooper	Mr McArthur	Mr Phillips	Mrs Tehan
Mr Davis	Mr McGrath	Mr Plowman	Mr Thompson
Mr Dean	(Warrnambool)	(Benambra)	(Sandringham)
Mr Doyle	Mr McGrath	Mr Plowman	Mr Traynor
Mr Elder	(Wimmera)	(Evelyn)	Mr Treasure
Mrs Elliott	Mr McLellan	Mr Reynolds	Mr Turner
Mr Finn	(Frankston East)	Mr Richardson	Mrs Wade
Mr Gude	Mr McNamara	Mr Rowe	Mr Weideman
Mr Hayward	Mr Maclellan	Mr Ryan	Mr Wells
Mr Heffernan	(Pakenham)	Mr Smith	
Mrs Henderson	Mr Maughan	(Glen Waverley)	Tellers
Mr Honeywood	Dr Naphine	Mr Smith	Mr Jenkins
Mr Hyams	Mr Paterson	(Polwarth)	Mrs McGill

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Pandazopoulos	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Mr Loney	Mr Sheehan	Tellers
Mr Dollis	Ms Marple	Mr Thomson	Mr Mildenhall
Mrs Garbutt	Mr Micallef	(Pascoe Vale)	Mr Thwaites

And so it was resolved in the affirmative.

* Division corrected by direction of Mr Speaker. See Votes and Proceedings Tuesday, 9 March 1993.

19 PUBLIC AUTHORITIES (DIVIDENDS) (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, 57

Mr Bildstien	Mr Jenkins	Mr Perrin	Mr Spry
Mr Brown	Mr Kennett	Mr Perton	Mr Steggall
Mr Clark	Mr Kilgour	Mr Pescott	Mr Stockdale
Mr Coleman	Mr Lupton	Mrs Peulich	Mr Tanner
Mr Cooper	Mr McArthur	Mr Phillips	Mrs Tehan
Mr Dean	Mr McGrath	Mr Plowman	Mr Thompson
Mr Doyle	(Warrnambool)	(Benambra)	(Sandringham)
Mr Elder	Mr McGrath	Mr Plowman	Mr Traynor
Mrs Elliott	(Wimmera)	(Evelyn)	Mr Treasure
Mr Finn	Mr McLellan	Mr Reynolds	Mr Turner
Mr Gude	(Frankston East)	Mr Richardson	Mrs Wade
Mr Hayward	Mr McNamara	Mr Rowe	Mr Weideman
Mr Heffernan	Mr Maclellan	Mr Ryan	Mr Wells
Mrs Henderson	(Pakenham)	Mr Smith	
Mr Honeywood	Mr Maughan	(Glen Waverley)	Tellers
Mr Hyams	Dr Napthine	Mr Smith	Mr Davis
Mr Jasper	Mr Paterson	(Polwarth)	Mrs McGill

NOES, 26

Mr Baker	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Cunningham	Mr Micallef	Mr Thomson	
Mr Dollis	Mr Mildenhall	(Pascoe Vale)	Tellers
Mrs Garbutt	Mr Pandazopoulos	Mr Thwaites	Mr Andrianopoulos
Mr Haermeyer	Mr Roper	Dr Vaughan	Ms Marple

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 Stockdale*) - put.

The House divided.

AYES, 57

Mr Bildstien	Mr Jenkins	Mr Paterson	Mr Spry
Mr Brown	Mr Kennett	Mr Perrin	Mr Steggall
Mr Clark	Mr Kilgour	Mr Perton	Mr Stockdale
Mr Coleman	Mr Lupton	Mr Pescott	Mr Tanner
Mr Cooper	Mr McArthur	Mr Phillips	Mrs Tehan
Mr Davis	Mrs McGill	Mr Plowman	Mr Thompson
Mr Dean	Mr McGrath	(Benambra)	(Sandringham)
Mr Doyle	(Warrnambool)	Mr Plowman	Mr Traynor
Mr Elder	Mr McGrath	(Evelyn)	Mr Treasure
Mrs Elliott	(Wimmera)	Mr Reynolds	Mr Turner
Mr Gude	Mr McLellan	Mr Richardson	Mrs Wade
Mr Hayward	(Frankston East)	Mr Rowe	Mr Weideman
Mr Heffernan	Mr McNamara	Mr Ryan	Mr Wells
Mrs Henderson	Mr Maclellan	Mr Smith	
Mr Honeywood	(Pakenham)	(Glen Waverley)	Tellers
Mr Hyams	Mr Maughan	Mr Smith	Mr Finn
Mr Jasper	Dr Napthine	(Polwarth)	Mrs Peulich

NOES, 26

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Baker	Mr Kennan	Mr Sandon	
Mr Batchelor	Mr Leighton	Mr Seitz	
Dr Coghill	Mr Loney	Mr Sercombe	
Mr Cole	Ms Marple	Mr Sheehan	
Mr Dollis	Mr Micallef	Mr Thomson	Tellers
Mrs Garbutt	Mr Mildenhall	(Pascoe Vale)	Mr Cunningham
Mr Haermeyer	Mr Pandazopoulos	Mr Thwaites	Dr Vaughan

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

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

- 20 STATE TAXATION (AMENDMENT) BILL - *Declaration of Bill as Urgent - Limitation of debate* - Mr Stockdale declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.

Mr Speaker having ascertained that twenty Members approved of the proposed motion being put -

Question - That the Bill be considered an urgent Bill - put and agreed to.

Motion made and question - That the time allotted for the remaining stages of the Bill be until 4.00 a.m. this day (Mr Stockdale) - after debate, put.

The House divided.

AYES, 58

Mr Bildstien	Mr Jenkins	Dr Napthine	Mr Smith
Mr Brown	Mr John	Mr Paterson	(Polwarth)
Mr Clark	Mr Kennett	Mr Perrin	Mr Spry
Mr Coleman	Mr Kilgour	Mr Perton	Mr Steggall
Mr Cooper	Mr Lupton	Mr Pescott	Mr Stockdale
Mr Davis	Mr McArthur	Mrs Peulich	Mr Tanner
Mr Doyle	Mrs McGill	Mr Phillips	Mrs Tehan
Mr Elder	Mr McGrath	Mr Plowman	Mr Thompson
Mrs Elliott	(Warrnambool)	(Benambra)	(Sandringham)
Mr Finn	Mr McGrath	Mr Plowman	Mr Traynor
Mr Gude	(Wimmera)	(Evelyn)	Mr Treasure
Mr Hayward	Mr McLellan	Mr Reynolds	Mrs Wade
Mr Heffernan	(Frankston East)	Mr Richardson	Mr Weideman
Mrs Henderson	Mr McNamara	Mr Rowe	Mr Wells
Mr Honeywood	Mr Maclellan	Mr Ryan	Tellers
Mr Hyams	(Pakenham)	Mr Smith	Mr Dean
Mr Jasper	Mr Maughan	(Glen Waverley)	Mr Turner

NOES, 23

Mr Andrianopoulos	Mr Hamilton	Mr Seitz	Mrs Wilson
Mr Baker	Mr Kennan	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Sheehan	
Mr Cunningham	Mr Loney	Mr Thomson	
Mr Dollis	Mr Pandazopoulos	(Pascoe Vale)	Tellers
Mrs Garbutt	Mr Roper	Mr Thwaites	Ms Marple
Mr Haermeyer	Mr Sandon	Dr Vaughan	Mr Mildenhall

And so it was resolved in the affirmative.

- 21 **STATE TAXATION (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read a third time.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 22 **SITTING OF THE HOUSE** - Motion made and question proposed - That the House, at its rising, adjourn until later this day at Twelve o'clock (*Mr Gude*) - and, after debate - Amendment proposed - That the following words be added to the motion: "and that so much of Sessional Orders as provide that the Grievance Debate shall conclude at 2.00 p.m. be suspended so as to allow the Grievance Debate to conclude at 3.30 p.m. with Questions Without Notice still being called at 2.00 p.m." (*Dr Coghill*).
- Question - That the expression proposed to be added be so added - put.

The House divided.

AYES, 23

Mr Andrianopoulos	Mr Hamilton	Mr Seitz	Mrs Wilson
Mr Baker	Mr Kennan	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Sheehan	
Mr Cunningham	Mr Loney	Mr Thomson	
Mr Dollis	Ms Marple	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Mrs Garbutt	Mr Roper	Mr Thwaites	Mr Mildenhall
Mr Haermeyer	Mr Sandon	Dr Vaughan	Mr Pandazopoulos

NOES, 57

Mr Bildstien	Mr Jenkins	Dr Napthine	Mr Smith
Mr Brown	Mr John	Mr Paterson	(<i>Polwarth</i>)
Mr Clark	Mr Kennett	Mr Perrin	Mr Steggall
Mr Coleman	Mr Kilgour	Mr Perton	Mr Stockdale
Mr Cooper	Mr Lupton	Mr Pescott	Mr Tanner
Mr Davis	Mr McArthur	Mrs Peulich	Mrs Tehan
Mr Dean	Mrs McGill	Mr Phillips	Mr Traynor
Mr Doyle	Mr McGrath	Mr Plowman	Mr Treasure
Mr Elder	(<i>Warrnambool</i>)	(<i>Benambra</i>)	Mr Turner
Mrs Elliott	Mr McGrath	Mr Plowman	Mrs Wade
Mr Finn	(<i>Wimmera</i>)	(<i>Evelyn</i>)	Mr Weideman
Mr Gude	Mr McLellan	Mr Reynolds	Mr Wells
Mr Hayward	(<i>Frankston East</i>)	Mr Richardson	
Mr Heffernan	Mr McNamara	Mr Rowe	<i>Tellers</i>
Mrs Henderson	Mr MacLellan	Mr Ryan	Mr Spry
Mr Honeywood	(<i>Pakenham</i>)	Mr Smith	Mr Thompson
Mr Hyams	Mr Maughan	(<i>Glen Waverley</i>)	(<i>Sandringham</i>)

And so it passed in the negative.

Original question - put and agreed to.

- 23 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Gude*) - put and agreed to.
- 24 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

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

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 9 - Wednesday, 11 November 1992

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair and read the Prayer.
- 2 **PAPERS -**
Mr Speaker presented:
Accident Compensation Act 1985 -
Accident Compensation Tribunal - Report for the year 1991-92.
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:
Auditor-General's Office - Report for the year 1991-92
Corrections - Report of the Office of Corrections for the year 1991-92
Country Fire Authority - Report for the year 1991-92
Marine Board of Victoria - Report for the year 1991-92
Public Service Board - Report for the year 1991-92
Rural Water Commission - Report for the year 1991-92.
- 3 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:
State Board of Education (Repeal) Bill
State Owned Enterprises Bill
Superannuation (Public Sector) Bill.
- 4 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending further appropriations for the purposes of the following Bills:
Accident Compensation (WorkCover) Bill
Public Sector Management Bill.
- 5 **GRIEVANCES** - Question - That grievances be noted - put, after debate, and agreed to.
*Business having been interrupted at 2.00 p.m.
pursuant to Sessional Orders.*
- 6 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 7 **VICTORIA PARK LAND BILL** - Mrs Wade obtained leave, with Mr Reynolds, to bring in a Bill "to implement arrangements between the Council of the City of Collingwood and the Collingwood Football Club Limited concerning land at Victoria Park and to repeal the 'Collingwood Land (Victoria Park) Act 1992' 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 **ACCIDENT COMPENSATION (WORKCOVER) BILL** - Declaration of Bill as Urgent - Limitation of debate - Mr Gude declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.

Mr Speaker having ascertained that twenty members approved of the proposed motion being put -

Question - That the Bill be considered an urgent Bill - put and agreed to.

Motion made and question proposed - That the time allotted in connection with the Bill be as follows:

- (a) For the second reading stage of the Bill until 4.30 p.m. this day; and
- (b) For the remaining stages of the Bill until 8.45 p.m. this day.

(Mr Gude) - and, after debate -

Amendment proposed - That the expressions "4.30 p.m." and "8.45 p.m." be omitted with the view of inserting in place thereof "10.00 p.m. this day" and "2.00 a.m. tomorrow", respectively (Mr Roper) - and, after debate -

Question - That the expressions proposed to be omitted stand part of the question - put.

The House divided.

AYES, 59

Mr Bildstien	Mr John	Mr Perrin	Mr Steggall
Mr Brown	Mr Kennett	Mr Perton	Mr Stockdale
Mr Clark	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Coleman	Mr Leigh	Mrs Peulich	Mrs Tehan
Mr Cooper	Mr Lupton	Mr Phillips	Mr Thompson
Mr Davis	Mr McArthur	Mr Plowman	(Sandringham)
Mr Dean	Mr McGrath	(Benambra)	Mr Traynor
Mr Doyle	(Warrnambool)	Mr Plowman	Mr Treasure
Mr Elder	Mr McGrath	(Evelyn)	Mr Turner
Mrs Elliott	(Wimmera)	Mr Reynolds	Mrs Wade
Mr Finn	Mr McLellan	Mr Richardson	Mr Weideman
Mr Gude	(Frankston East)	Mr Rowe	Mr Wells
Mr Hayward	Mr McNamara	Mr Ryan	
Mr Heffernan	Mr Maclellan	Mr Smith	
Mrs Henderson	(Pakenham)	(Glen Waverley)	
Mr Honeywood	Mr Maughan	Mr Smith	Tellers
Mr Hyams	Dr Naphthine	(Polwarth)	Mr Jenkins
Mr Jasper	Mr Paterson	Mr Spry	Mrs McGill

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Mildenhall	Mr Thomson
Mr Baker	Mr Hamilton	Mr Pandazopoulos	(Pascoe Vale)
Mr Batchelor	Mr Kennan	Mr Roper	Mrs Wilson
Dr Coghill	Ms Kirner	Mr Sandon	
Mr Cole	Mr Leighton	Mr Seitz	Tellers
Mr Cunningham	Mr Loney	Mr Sercombe	Mr Thwaites
Mr Dollis	Ms Marple	Mr Sheehan	Dr Vaughan
Mrs Garbutt	Mr Micallef		

And so it was resolved in the affirmative.

Original question - put and agreed to.

- 9 ACCIDENT COMPENSATION (WORKCOVER) BILL - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

Limitation of Debate - The time allotted for the second reading stage of the Bill having expired -

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

Motion made and question - That the amendments made by the Committee be agreed to (*Mr Gude*) - put.

The House divided.

AYES, 58

Mr Bildstien	Mr Kennett	Mr Perton	Mr Stockdale
Mr Brown	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Clark	Mr Lupton	Mrs Peulich	Mrs Tehan
Mr Coleman	Mr McArthur	Mr Phillips	Mr Thompson
Mr Cooper	Mrs McGill	Mr Plowman	(<i>Sandringham</i>)
Mr Doyle	Mr McGrath	(<i>Benambra</i>)	Mr Traynor
Mr Elder	(<i>Warrnambool</i>)	Mr Plowman	Mr Treasure
Mrs Elliott	Mr McGrath	(<i>Evelyn</i>)	Mr Turner
Mr Finn	(<i>Wimmera</i>)	Mr Reynolds	Mrs Wade
Mr Gude	Mr McLellan	Mr Richardson	Mr Weideman
Mr Hayward	(<i>Frankston East</i>)	Mr Rowe	Mr Wells
Mr Heffernan	Mr McNamara	Mr Ryan	
Mrs Henderson	Mr Maclellan	Mr Smith	
Mr Honeywood	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	
Mr Hyams	Mr Maughan	Mr Smith	<i>Tellers</i>
Mr Jasper	Dr Napthine	(<i>Polwarth</i>)	Mr Davis
Mr Jenkins	Mr Paterson	Mr Spry	Mr Dean
Mr John	Mr Perrin	Mr Steggall	

NOES, 27

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Baker	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Dollis	Mr Micallef	Mr Thomson	<i>Tellers</i>
Mrs Garbutt	Mr Mildenhall	(<i>Pascoe Vale</i>)	Mr Cunningham
Mr Haermeyer	Mr Pandazopoulos	Mr Thwaites	Ms Marple

And so it was resolved in the affirmative.

Mr Speaker, having announced that he was of the opinion that the second reading of the Bill required to be passed with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and that he would re-submit that question to the House -

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

The House divided.

AYES, 58

Mr Bildstien	Mr Kennett	Mr Perton	Mr Stockdale
Mr Brown	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Clark	Mr Lupton	Mrs Peulich	Mrs Tehan
Mr Coleman	Mr McArthur	Mr Phillips	Mr Thompson
Mr Cooper	Mrs McGill	Mr Plowman	(Sandringham)
Mr Doyle	Mr McGrath	(Benambra)	Mr Traynor
Mr Elder	(Warrnambool)	Mr Plowman	Mr Treasure
Mrs Elliott	Mr McGrath	(Evelyn)	Mr Turner
Mr Finn	(Wimmera)	Mr Reynolds	Mrs Wade
Mr Gude	Mr McLellan	Mr Richardson	Mr Weideman
Mr Hayward	(Frankston East)	Mr Rowe	Mr Wells
Mr Heffernan	Mr McNamara	Mr Ryan	
Mrs Henderson	Mr Maclellan	Mr Smith	
Mr Honeywood	(Pakenham)	(Glen Waverley)	
Mr Hyams	Mr Maughan	Mr Smith	
Mr Jasper	Dr Napthine	(Polwarth)	Tellers
Mr Jenkins	Mr Paterson	Mr Spry	Mr Davis
Mr John	Mr Perrin	Mr Steggall	Mr Dean

NOES, 27

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Baker	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Dollis	Mr Micallef	Mr Thomson	Tellers
Mrs Garbutt	Mr Mildenhall	(Pascoe Vale)	Mr Cunningham
Mr Haermeyer	Mr Pandazopoulos	Mr Thwaites	Ms Marple

And so it was resolved in the affirmative.

Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

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

The House divided.

AYES, 58

Mr Bildstien	Mr John	Mr Perrin	Mr Steggall
Mr Brown	Mr Kennett	Mr Perton	Mr Stockdale
Mr Clark	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Coleman	Mr Lupton	Mrs Peulich	Mrs Tehan
Mr Cooper	Mr McArthur	Mr Phillips	Mr Thompson
Mr Davis	Mrs McGill	Mr Plowman	(Sandringham)
Mr Dean	Mr McGrath	(Benambra)	Mr Treasure
Mr Doyle	(Warrnambool)	Mr Plowman	Mr Turner
Mrs Elliott	Mr McGrath	(Evelyn)	Mrs Wade
Mr Finn	(Wimmera)	Mr Reynolds	Mr Weideman
Mr Gude	Mr McLellan	Mr Richardson	Mr Wells
Mr Hayward	(Frankston East)	Mr Rowe	
Mr Heffernan	Mr McNamara	Mr Ryan	
Mrs Henderson	Mr Maclellan	Mr Smith	
Mr Honeywood	(Pakenham)	(Glen Waverley)	
Mr Hyams	Mr Maughan	Mr Smith	Tellers
Mr Jasper	Dr Napthine	(Polwarth)	Mr Elder
Mr Jenkins	Mr Paterson	Mr Spry	Mr Traynor

NOES, 27

Mr Andrianopoulos	Mr Hamilton	Mr Pandazopoulos	Mr Thwaites
Mr Baker	Mr Kennan	Mr Roper	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Sandon	
Dr Coghill	Mr Leighton	Mr Seitz	
Mr Cole	Mr Loney	Mr Sercombe	
Mr Cunningham	Ms Marple	Mr Sheehan	<i>Tellers</i>
Mr Dollis	Mr Micallef	Mr Thomson	Mr Haermeyer
Mrs Garbutt	Mr Mildenhall	(<i>Pascoe Vale</i>)	Dr Vaughan

And so it was resolved in the affirmative.

Bill read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

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

- 10 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Employee Relations Bill with amendments.

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

- 11 **POSTPONEMENT OF ORDERS OF THE DAY** - Motion made and question proposed - That the consideration of Orders of the Day, Government Business, Nos 2 to 10 inclusive, be postponed until later this day (*Mr Gude*) - and, after debate -

*Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders*

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

Question - That the consideration of Orders of the Day, Government Business, Nos 2 to 10 inclusive, be postponed until later this day - put, after debate, and agreed to.

- 12 **PUBLIC SECTOR MANAGEMENT BILL** - *Declaration of Bill as Urgent - Limitation of debate* - Mr Kennett declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.

And there not being twenty members present -

- 13 **PUBLIC SECTOR MANAGEMENT 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 in order to - (a) reflect the principles of the Westminster system, a career public service, a strengthening of the merit and equity provisions and the elimination of potential political patronage; and (b) provide for the appointment of three Public Service Commissioners to be in charge of the areas of merit and equity, workforce management and training and development" (*Ms Kirner*).

Motion made and question proposed - That the debate be now adjourned (*Mr Stockdale*) - and, after debate -

Motion made and question - That the question be now put (*Mr Gude*) - put.

The House divided.

AYES, 57

Mr Bildstien	Mr John	Mr Paterson	Mr Spry
Mr Brown	Mr Kennett	Mr Perrin	Mr Steggall
Mr Clark	Mr Kilgour	Mr Pescott	Mr Stockdale
Mr Coleman	Mr Lupton	Mrs Peulich	Mr Tanner
Mr Cooper	Mr McArthur	Mr Phillips	Mr Tehan
Mr Davis	Mrs McGill	Mr Plowman	Mr Thompson
Mr Dean	Mr McGrath	(Benambra)	(Sandringham)
Mr Doyle	(Warrnambool)	Mr Plowman	Mr Traynor
Mr Elder	Mr McGrath	(Evelyn)	Mr Treasure
Mrs Elliott	(Wimmera)	Mr Reynolds	Mr Tumer
Mr Gude	Mr McLellan	Mr Richardson	Mrs Wade
Mr Hayward	(Frankston East)	Mr Rowe	Mr Weideman
Mr Heffernan	Mr McNamara	Mr Ryan	Mr Wells
Mr Honeywood	Mr Maclellan	Mr Smith	
Mr Hyams	(Pakenham)	(Glen Waverley)	Tellers
Mr Jasper	Mr Maughan	Mr Smith	Mr Finn
Mr Jenkins	Dr Napthine	(Polwarth)	Mrs Henderson

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Ms Kirner	Mr Sercombe	
Mr Cole	Mr Leighton	Mr Sheehan	
Mr Cunningham	Mr Loney	Mr Thomson	Tellers
Mr Dollis	Mr Micallef	(Pascoe Vale)	Ms Marple
Mrs Garbutt	Mr Mildenhall	Mr Thwaites	Mr Pandazopoulos

And so it was resolved in the affirmative.

Question - That the debate be now adjourned - accordingly put.

The House divided.

AYES, 57

Mr Bildstien	Mr John	Mr Perrin	Mr Tanner
Mr Brown	Mr Kennett	Mr Pescott	Mrs Tehan
Mr Clark	Mr Kilgour	Mrs Peulich	Mr Thompson
Mr Coleman	Mr Lupton	Mr Phillips	(Sandringham)
Mr Cooper	Mr McArthur	Mr Plowman	Mr Traynor
Mr Davis	Mrs McGill	(Benambra)	Mr Treasure
Mr Dean	Mr McGrath	(Evelyn)	Mr Turner
Mr Doyle	(Warrnambool)	Mr Reynolds	Mrs Wade
Mr Elder	Mr McGrath	Mr Richardson	Mr Weideman
Mrs Elliott	(Wimmera)	Mr Rowe	Mr Wells
Mr Finn	Mr McLellan	Mr Ryan	
Mr Gude	(Frankston East)	Mr Smith	
Mr Hayward	Mr McNamara	(Glen Waverley)	
Mr Heffernan	Mr Maclellan	Mr Smith	
Mrs Henderson	(Pakenham)	(Polwarth)	
Mr Honeywood	Mr Maughan	Mr Steggall	Tellers
Mr Hyams	Dr Napthine	Mr Stockdale	Mr Jenkins
Mr Jasper	Mr Paterson		Mr Spry

NOES, 27

Mr Andrianopoulos	Mr Hamilton	Mr Pandazopoulos	Dr Vaughan
Mr Baker	Mr Kennan	Mr Roper	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Sandon	
Dr Coghill	Mr Leighton	Mr Seitz	
Mr Cole	Mr Loney	Mr Sercombe	
Mr Cunningham	Ms Marple	Mr Sheehan	<i>Tellers</i>
Mr Dollis	Mr Micallef	Mr Thomson	Mr Haermeyer
Mrs Garbutt	Mr Mildenhall	(<i>Pascoe Vale</i>)	Mr Thwaites

And so it was resolved in the affirmative.

Motion made and question - That the debate be adjourned until later this day (*Mr Gude*) - after debate, put.

The House divided.

AYES, 57

Mr Bildstien	Mr John	Mr Paterson	Mr Spry
Mr Brown	Mr Kennett	Mr Perrin	Mr Steggall
Mr Clark	Mr Kilgour	Mr Pescott	Mr Stockdale
Mr Coleman	Mr Lupton	Mrs Peulich	Mr Tanner
Mr Cooper	Mr McArthur	Mr Phillips	Mrs Tehan
Mr Davis	Mrs McGill	Mr Plowman	Mr Thompson
Mr Dean	Mr McGrath	(<i>Benambra</i>)	(<i>Sandringham</i>)
Mr Doyle	(<i>Warrnambool</i>)	Mr Plowman	Mr Traynor
Mr Elder	Mr McGrath	(<i>Evelyn</i>)	Mr Treasure
Mrs Elliott	(<i>Wimmera</i>)	Mr Reynolds	Mr Turner
Mr Gude	Mr McLellan	Mr Richardson	Mrs Wade
Mr Hayward	(<i>Frankston East</i>)	Mr Rowe	Mr Weideman
Mr Heffernan	Mr McNamara	Mr Ryan	Mr Wells
Mr Honeywood	Mr Maclellan	Mr Smith	
Mr Hyams	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	<i>Tellers</i>
Mr Jasper	Mr Maughan	Mr Smith	Mr Finn
Mr Jenkins	Dr Napthine	(<i>Polwarth</i>)	Mrs Henderson

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Ms Kirner	Mr Sercombe	
Mr Cole	Mr Leighton	Mr Sheehan	
Mr Cunningham	Mr Loney	Mr Thomson	<i>Tellers</i>
Mr Dollis	Mr Micallef	(<i>Pascoe Vale</i>)	Ms Marple
Mrs Garbutt	Mr Mildenhall	Mr Thwaites	Mr Pandazopoulos

And so it was resolved in the affirmative.

- 14 PUBLIC SECTOR MANAGEMENT BILL - *Declaration of Bill as Urgent - Limitation of debate* - Mr Gude declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.

Mr Speaker having ascertained that twenty members approved of the proposed motion being put -

Question - That the Bill be considered an urgent Bill - put.

The House divided.

AYES, 57

Mr Bildstien	Mr Jenkins	Dr Napthine	Mr Spry
Mr Brown	Mr John	Mr Paterson	Mr Steggall
Mr Clark	Mr Kennett	Mr Perrin	Mr Stockdale
Mr Coleman	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Cooper	Mr Lupton	Mr Phillips	Mrs Tehan
Mr Davis	Mr McArthur	Mr Plowman	Mr Thompson
Mr Dean	Mrs McGill	(Benambra)	(Sandringham)
Mr Doyle	Mr McGrath	Mr Plowman	Mr Traynor
Mr Elder	(Warrnambool)	(Evelyn)	Mr Treasure
Mrs Elliott	Mr McGrath	Mr Reynolds	Mr Turner
Mr Finn	(Wimmera)	Mr Richardson	Mrs Wade
Mr Gude	Mr McLellan	Mr Rowe	Mr Weideman
Mr Hayward	(Frankston East)	Mr Ryan	Mr Wells
Mr Heffernan	Mr McNamara	Mr Smith	<i>Tellers</i>
Mrs Henderson	Mr Maclellan	(Glen Waverley)	Mr Hyams
Mr Honeywood	(Pakenham)	Mr Smith	Mrs Peulich
Mr Jasper	Mr Maughan	(Polwarth)	

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Pandazopoulos	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Mr Loney	Mr Sheehan	<i>Tellers</i>
Mr Dollis	Ms Marple	Mr Thomson	Mr Mildenhall
Mrs Garbutt	Mr Micallef	(Pascoe Vale)	Mr Thwaites

And so it was resolved in the affirmative.

Motion made and question proposed - That the time allotted in connection with the Bill be as follows:

- (a) For the second reading stage of the Bill until 1.00 a.m. tomorrow; and
- (b) For the remaining stages of the Bill until 3.30 a.m. tomorrow

(Mr Gude).

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

THURSDAY, 12 NOVEMBER 1992

Amendment proposed - That the expressions "1.00 a.m." and "3.30 a.m." be omitted with the view of inserting in place thereof the expressions "2.00 a.m." and "5.00 a.m.", respectively (Mr Roper) - and, after debate -

Question - That the expressions proposed to be omitted stand part of the question - put.

The House divided.

AYES, 56

Mr Brown	Mr Jenkins	Mr Pescott	Mr Stockdale
Mr Clark	Mr John	Mrs Peulich	Mr Tanner
Mr Coleman	Mr Kennett	Mr Phillips	Mrs Tehan
Mr Cooper	Mr Kilgour	Mr Plowman	Mr Thompson
Mr Davis	Mr Lupton	(Benambra)	(Sandringham)
Mr Dean	Mr McArthur	Mr Plowman	Mr Traynor
Mr Doyle	Mrs McGill	(Evelyn)	Mr Treasure
Mr Elder	Mr McGrath	Mr Reynolds	Mr Turner
Mrs Elliott	(Warrnambool)	Mr Richardson	Mrs Wade
Mr Finn	Mr McLellan	Mr Rowe	Mr Weideman
Mr Gude	(Frankston East)	Mr Ryan	Mr Wells
Mr Hayward	Mr McNamara	Mr Smith	
Mr Heffernan	Mr Maclellan	(Glen Waverley)	
Mrs Henderson	(Pakenham)	Mr Smith	
Mr Honeywood	Mr Maughan	(Polwarth)	Tellers
Mr Hyams	Dr Napthine	Mr Spry	Mr Bildstien
Mr Jasper	Mr Perrin	Mr Steggall	Mr Paterson

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Pandazopoulos	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Mr Loney	Mr Sheehan	Tellers
Mr Dollis	Ms Marple	Mr Thomson	Mr Mildenhall
Mrs Garbutt	Mr Micallef	(Pascoe Vale)	Mr Thwaites

And so it was resolved in the affirmative.

Original question - put.

The House divided.

AYES, 56

Mr Brown	Mr Jenkins	Mr Pescott	Mr Stockdale
Mr Clark	Mr John	Mrs Peulich	Mr Tanner
Mr Coleman	Mr Kennett	Mr Phillips	Mrs Tehan
Mr Cooper	Mr Kilgour	Mr Plowman	Mr Thompson
Mr Davis	Mr Lupton	(Benambra)	(Sandringham)
Mr Dean	Mr McArthur	Mr Plowman	Mr Traynor
Mr Doyle	Mrs McGill	(Evelyn)	Mr Treasure
Mr Elder	Mr McGrath	Mr Reynolds	Mr Turner
Mrs Elliott	(Warrnambool)	Mr Richardson	Mrs Wade
Mr Finn	Mr McLellan	Mr Rowe	Mr Weideman
Mr Gude	(Frankston East)	Mr Ryan	Mr Wells
Mr Hayward	Mr McNamara	Mr Smith	
Mr Heffernan	Mr Maclellan	(Glen Waverley)	
Mrs Henderson	(Pakenham)	Mr Smith	
Mr Honeywood	Mr Maughan	(Polwarth)	Tellers
Mr Hyams	Dr Napthine	Mr Spry	Mr Bildstien
Mr Jasper	Mr Perrin	Mr Steggall	Mr Paterson

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Pandazopoulos	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Mr Loney	Mr Sheehan	<i>Tellers</i>
Mr Dollis	Ms Marple	Mr Thomson	Mr Mildenhall
Mrs Garbutt	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Thwaites

And so it was resolved in the affirmative.

- 15 **PUBLIC SECTOR MANAGEMENT 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 in order to - (a) reflect the principles of the Westminster system, a career public service, a strengthening of the merit and equity provisions and the elimination of potential political patronage; and (b) provide for the appointment of three Public Service Commissioners to be in charge of the areas of merit and equity, workforce management and training and development".

Limitation of Debate - The time allotted for the second reading stage of the Bill having expired -

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

The House divided.

AYES, 56

Mr Brown	Mr Jenkins	Mr Pescott	Mr Stockdale
Mr Clark	Mr John	Mrs Peulich	Mr Tanner
Mr Coleman	Mr Kennett	Mr Phillips	Mrs Tehan
Mr Cooper	Mr Kilgour	Mr Plowman	Mr Thompson
Mr Davis	Mr Lupton	(<i>Benambra</i>)	(<i>Sandringham</i>)
Mr Dean	Mr McArthur	Mr Plowman	Mr Traynor
Mr Doyle	Mrs McGill	(<i>Evelyn</i>)	Mr Treasure
Mr Elder	Mr McGrath	Mr Reynolds	Mr Turner
Mrs Elliott	(<i>Warrnambool</i>)	Mr Richardson	Mrs Wade
Mr Finn	Mr McLellan	Mr Rowe	Mr Weideman
Mr Gude	(<i>Frankston East</i>)	Mr Ryan	Mr Wells
Mr Hayward	Mr McNamara	Mr Smith	
Mr Heffernan	Mr Maclellan	(<i>Glen Waverley</i>)	
Mrs Henderson	(<i>Pakenham</i>)	Mr Smith	
Mr Honeywood	Mr Maughan	(<i>Polwarth</i>)	<i>Tellers</i>
Mr Hyams	Dr Napthine	Mr Spry	Mr Bildstien
Mr Jasper	Mr Perrin	Mr Steggall	Mr Paterson

NOES, 27

Mr Baker	Mr Kennan	Mr Roper	Dr Vaughan
Mr Batchelor	Ms Kirner	Mr Sandon	Mrs Wilson
Dr Coghill	Mr Leighton	Mr Seitz	
Mr Cole	Mr Loney	Mr Sercombe	
Mr Cunningham	Ms Marple	Mr Sheehan	
Mr Dollis	Mr Micallef	Mr Thomson	<i>Tellers</i>
Mrs Garbutt	Mr Mildenhall	(<i>Pascoe Vale</i>)	Mr Andrianopoulos
Mr Hamilton	Mr Pandazopoulos	Mr Thwaites	Mr Haermeyer

And so it was resolved in the affirmative.

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

The House divided.

AYES, 56

Mr Brown	Mr Jenkins	Mr Pescott	Mr Stockdale
Mr Clark	Mr John	Mrs Peulich	Mr Tanner
Mr Coleman	Mr Kennett	Mr Phillips	Mrs Tehan
Mr Cooper	Mr Kilgour	Mr Plowman	Mr Thompson
Mr Davis	Mr Lupton	(Benambra)	(Sandringham)
Mr Dean	Mr McArthur	Mr Plowman	Mr Traynor
Mr Doyle	Mrs McGill	(Evelyn)	Mr Treasure
Mr Elder	Mr McGrath	Mr Reynolds	Mr Turner
Mrs Elliott	(Warrnambool)	Mr Richardson	Mrs Wade
Mr Finn	Mr McLellan	Mr Rowe	Mr Weideman
Mr Gude	(Frankston East)	Mr Ryan	Mr Wells
Mr Hayward	Mr McNamara	Mr Smith	
Mr Heffernan	Mr MacLellan	(Glen Waverley)	
Mrs Henderson	(Pakenham)	Mr Smith	<i>Tellers</i>
Mr Honeywood	Mr Maughan	(Polwarth)	Mr Bildstien
Mr Hyams	Dr Napthine	Mr Spry	Mr Paterson
Mr Jasper	Mr Perrin	Mr Steggall	

NOES, 27

Mr Baker	Mr Kennan	Mr Roper	Dr Vaughan
Mr Batchelor	Ms Kirner	Mr Sandon	Mrs Wilson
Dr Coghill	Mr Leighton	Mr Seitz	
Mr Cole	Mr Loney	Mr Sercombe	
Mr Cunningham	Ms Marple	Mr Sheehan	
Mr Dollis	Mr Micallef	Mr Thomson	<i>Tellers</i>
Mr Garbutt	Mr Mildenhall	(Pascoe Vale)	Mr Andrianopoulos
Mr Hamilton	Mr Pandazopoulos	Mr Thwaites	Mr Haermeyer

And so it was resolved in the affirmative.

Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to.

Limitation of Debate - The time allotted for the remaining stages of the Bill having expired -

A point of order having been raised concerning the Committee stage -

[Mr Speaker having left the Chair at thirty-seven minutes past Four o'clock in the morning and resumed it at fifty-three minutes past Five o'clock in the morning]

Motion made, by leave, and question - That the motion requiring the remaining stages of the Bill to be completed by 3.30 a.m. this day be read and rescinded and that the time allotted for the remaining stages of the Bill be until 6.45 a.m. this day (*Mr Gude*) - put and agreed to.

Motion made and question - That this Bill be now re-committed (*Mr Gude*) - put.

The House divided.

AYES, 57

Mr Bildstien	Mr Jenkins	Mr Paterson	Mr Stockdale
Mr Brown	Mr John	Mr Perrin	Mr Tanner
Mr Clark	Mr Kennett	Mr Pescott	Mrs Tehan
Mr Coleman	Mr Kilgour	Mrs Peulich	Mr Thompson
Mr Cooper	Mr Lupton	Mr Plowman	(Sandringham)
Mr Davis	Mr McArthur	(Benambra)	Mr Traynor
Mr Dean	Mrs McGill	Mr Plowman	Mr Treasure
Mr Doyle	Mr McGrath	(Evelyn)	Mr Turner
Mr Elder	(Warrnambool)	Mr Reynolds	Mrs Wade
Mrs Elliott	Mr McGrath	Mr Richardson	Mr Weideman
Mr Finn	(Wimmera)	Mr Rowe	
Mr Gude	Mr McLellan	Mr Ryan	
Mr Hayward	(Frankston East)	Mr Smith	
Mr Heffernan	Mr McNamara	(Glen Waverley)	
Mrs Henderson	Mr Maclellan	Mr Smith	
Mr Honeywood	(Pakenham)	(Polwarth)	Tellers
Mr Hyams	Mr Maughan	Mr Spry	Mr Phillips
Mr Jasper	Dr Napthine	Mr Steggall	Mr Wells

NOES, 23

Mr Andrianopoulos	Mr Kennan	Mr Sandon	Dr Vaughan
Mr Baker	Ms Kirner	Mr Seitz	
Mr Batchelor	Mr Leighton	Mr Sercombe	
Dr Coghill	Mr Micallef	Mr Sheehan	
Mr Cole	Mr Mildenhall	Mr Thomson	Tellers
Mr Dollis	Mr Pandazopoulos	(Pascoe Vale)	Mr Cunningham
Mr Hamilton	Mr Roper	Mr Thwaites	Mr Haermeyer

And so it was resolved in the affirmative.

Bill considered in Committee and reported with amendments; as amended, considered and amendments agreed to.

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

The House divided.

AYES, 57

Mr Bildstien	Mr Jenkins	Mr Paterson	Mr Stockdale
Mr Brown	Mr John	Mr Perrin	Mr Tanner
Mr Clark	Mr Kennett	Mr Pescott	Mrs Tehan
Mr Coleman	Mr Kilgour	Mrs Peulich	Mr Thompson
Mr Cooper	Mr Lupton	Mr Plowman	(Sandringham)
Mr Davis	Mr McArthur	(Benambra)	Mr Traynor
Mr Dean	Mrs McGill	Mr Plowman	Mr Treasure
Mr Doyle	Mr McGrath	(Evelyn)	Mr Turner
Mr Elder	(Warrnambool)	Mr Reynolds	Mrs Wade
Mrs Elliott	Mr McGrath	Mr Richardson	Mr Weideman
Mr Finn	(Wimmera)	Mr Rowe	
Mr Gude	Mr McLellan	Mr Ryan	
Mr Hayward	(Frankston East)	Mr Smith	
Mr Heffernan	Mr McNamara	(Glen Waverley)	
Mrs Henderson	Mr Maclellan	Mr Smith	
Mr Honeywood	(Pakenham)	(Polwarth)	Tellers
Mr Hyams	Mr Maughan	Mr Spry	Mr Phillips
Mr Jasper	Dr Napthine	Mr Steggall	Mr Wells

NOES, 23

Mr Andrianopoulos	Mr Kennan	Mr Sandon	Dr Vaughan
Mr Baker	Ms Kirner	Mr Seitz	
Mr Batchelor	Mr Leighton	Mr Sercombe	
Dr Coghill	Mr Micallef	Mr Sheehan	
Mr Cole	Mr Mildenhall	Mr Thomson	<i>Tellers</i>
Mr Dollis	Mr Pandazopoulos	(<i>Pascoe Vale</i>)	Mr Cunningham
Mr Hamilton	Mr Roper	Mr Thwaites	Mr Haermeyer

And so it was resolved in the affirmative - Bill read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

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

- 16 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until 2.00 p.m. this day (*Mr Gude*) - put and agreed to.
- 17 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Gude*) - put and agreed to.
- 18 **ADJOURNMENT** - Resolved - That the House do now adjourn.
And the House, at thirty-one minutes past Six o'clock in the morning adjourned until later this day.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 10 - Thursday, 12 November 1992

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

State Deficit Levy - Seeking that the House not agree to the introduction of a State Deficit Levy of \$100 per annum for each rateable property, both private and business, bearing 1,908 signatures (*by Dr Coghill*).
- Ordered to lie on the Table.
- 4 **NATIONAL ROAD TRAUMA ADVISORY COUNCIL** - Motion made, by leave, and question - That there be presented to this House a copy of the National Road Trauma Advisory Council Report for the year ended 31 December 1991 (*Mr Brown*) - put and agreed to.

5 **PAPER** - Mr Brown presented:

National Road Trauma Advisory Council - Report for the year ended 31 December 1991 - Return to the foregoing Order.

Ordered to lie on the Table.

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

Emerald Tourist Railway Board - Report for the year 1991-92

Finance Ministry - Report for the year 1991-92

Freedom of Information Act 1982 - Report of the Public Service Board on the Administration of the Act for the year 1990-91

Hospitals Superannuation Board - Report for the year 1991-92

Hospitals Superannuation Fund - Report on the Actuarial Investigation of the Fund as at 30 June 1992

Housing Guarantee Fund Ltd. - Report for the year 1991-92

Local Authorities Superannuation Board - Report for the year 1991-92

Metropolitan Fire Brigades Superannuation Board - Report for the year 1991-92

MTA Superannuation Fund - Report for the year 1991-92

National Parks Act 1975 - Report of the Director of National Parks for the year 1991-92

National Tennis Centre Trust - Report for the year 1991-92

Planning and Housing Department - Report for the year 1991-92

Premier and Cabinet Department - Report for the year 1991-92

Public Transport Corporation - Report for the year 1991-92

School Education Department - Report for the year 1991-92

State Superannuation Board - Report for the year 1991-92

Transport Ministry - Report for the year 1991-92

Victorian Tourism Commission - Report for the year 1991-92

Zoological Board - Report for the year 1991-92.

7 **PUBLIC SECTOR (UNION FEES) BILL** - Mr Kennett obtained leave, with Mr Gude, to bring in a Bill "*to provide for the payment of union fees by public sector employers on behalf of public sector employees*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

8 **CONSTITUTION (GOVERNOR'S 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 with the concurrence of an absolute majority of the whole number of Members of the Legislative Assembly and, by leave, read a third time forthwith with the concurrence of an absolute majority of the whole number of Members of the Legislative Assembly.

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

- 9 CAPITAL CITY (SHOP TRADING) BILL - Declaration of Bill as Urgent - Limitation of debate - Mr Gude declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.

Mr Speaker having ascertained that twenty members approved of the proposed motion being put -

Question - That the Bill be considered an urgent Bill - put.

The House divided.

AYES, 57

Mr Ashley	Mr Jasper	Mr Perrin	Mr Steggall
Mr Bildstien	Mr Jenkins	Mr Perton	Mr Stockdale
Mr Brown	Mr John	Mr Pescott	Mr Tanner
Mr Clark	Mr Kennett	Mrs Peulich	Mrs Tehan
Mr Coleman	Mr Kilgour	Mr Phillips	Mr Thompson
Mr Cooper	Mr Lupton	Mr Plowman	(Sandringham)
Mr Davis	Mrs McGill	(Benambra)	Mr Traynor
Mr Dean	Mr McGrath	Mr Plowman	Mr Treasure
Mr Doyle	(Wimmera)	(Evelyn)	Mr Turner
Mr Elder	Mr McLellan	Mr Reynolds	Mrs Wade
Mrs Elliott	(Frankston East)	Mr Richardson	Mr Weideman
Mr Finn	Mr McNamara	Mr Rowe	Mr Wells
Mr Gude	Mr Maclellan	Mr Smith	
Mr Heffernan	(Pakenham)	(Glen Waverley)	
Mrs Henderson	Mr Maughan	Mr Smith	Tellers
Mr Honeywood	Dr Naphine	(Polwarth)	Mr McArthur
Mr Hyams	Mr Paterson	Mr Spry	Mr Ryan

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Pandazopoulos	Dr Vaughan
Mr Baker	Mr Kennan	Mr Roper	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Sandon	
Dr Coghill	Mr Leighton	Mr Seitz	
Mr Cole	Mr Loney	Mr Sercombe	
Mr Cunningham	Ms Marple	Mr Sheehan	Tellers
Mr Dollis	Mr Micallef	Mr Thomson	Mr Hamilton
Mrs Garbutt	Mr Mildenhall	(Pascoe Vale)	Mr Thwaites

And so it was resolved in the affirmative.

Motion made and question - That the time allotted in connection with the Bill be as follows:

- (a) For the second reading stage of the Bill until 4.00 p.m. this day;
 (b) For the remaining stages of the Bill until 8.15 p.m. this day.

(Mr Gude) - and, after debate -

Amendment proposed - That the expression "4.00 p.m." and "8.15 p.m." be omitted with the view of inserting in place thereof "5.00 p.m." and "10.00 p.m.", respectively
 (Mr Roper) - and, after debate -

Question - That the expressions proposed to be omitted stand part of the question - put.

The House divided.

AYES, 56

Mr Ashley	Mr Jasper	Mr Perrin	Mr Steggall
Mr Bildstien	Mr Jenkins	Mr Perton	Mr Stockdale
Mr Brown	Mr John	Mr Pescott	Mr Tanner
Mr Clark	Mr Kilgour	Mrs Peulich	Mrs Tehan
Mr Coleman	Mr Lupton	Mr Phillips	Mr Thompson
Mr Cooper	Mr McArthur	Mr Plowman	(Sandringham)
Mr Davis	Mrs McGill	(Benambra)	Mr Traynor
Mr Dean	Mr McGrath	Mr Plowman	Mr Turner
Mr Doyle	(Wimmera)	(Evelyn)	Mrs Wade
Mr Elder	Mr McLellan	Mr Reynolds	Mr Weideman
Mrs Elliott	(Frankston East)	Mr Richardson	Mr Wells
Mr Finn	Mr McNamara	Mr Rowe	
Mr Gude	Mr Maclellan	Mr Ryan	
Mr Heffernan	(Pakenham)	Mr Smith	
Mrs Henderson	Mr Maughan	(Glen Waverley)	Tellers
Mr Honeywood	Dr Napthine	Mr Smith	Mr Spry
Mr Hyams	Mr Paterson	(Polwarth)	Mr Treasure

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Ms Kirner	Mr Sercombe	
Mr Cole	Mr Leighton	Mr Sheehan	
Mr Cunningham	Mr Loney	Mr Thomson	Tellers
Mr Dollis	Ms Marple	(Pascoe Vale)	Mr Mildenhall
Mrs Garbutt	Mr Micallef	Mr Thwaites	Mr Pandazopoulos

And so it was resolved in the affirmative.

Original question - put and agreed to.

- 10 CAPITAL CITY (SHOP TRADING) BILL - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

Limitation of Debate - The time allotted for the second reading stage of the Bill having expired -

Question - put.

The House divided.

AYES, 56

Mr Ashley	Mr Hyams	Dr Napthine	Mr Steggall
Mr Bildstien	Mr Jasper	Mr Paterson	Mr Stockdale
Mr Brown	Mr Jenkins	Mr Perrin	Mr Tanner
Mr Clark	Mr John	Mr Pescott	Mrs Tehan
Mr Coleman	Mr Kennett	Mrs Peulich	Mr Thompson
Mr Cooper	Mr Kilgour	Mr Phillips	(Sandringham)
Mr Davis	Mr Lupton	Mr Plowman	Mr Turner
Mr Dean	Mr McArthur	(Benambra)	Mrs Wade
Mr Doyle	Mrs McGill	Mr Reynolds	Mr Weideman
Mr Elder	Mr McGrath	Mr Richardson	Mr Wells
Mrs Elliott	(Wimmera)	Mr Rowe	
Mr Finn	Mr McLellan	Mr Ryan	
Mr Gude	(Frankston East)	Mr Smith	
Mr Hayward	Mr McNamara	(Glen Waverley)	
Mr Heffernan	Mr Maclellan	Mr Smith	Tellers
Mrs Henderson	(Pakenham)	(Polwarth)	Mr Traynor
Mr Honeywood	Mr Maughan	Mr Spry	Mr Treasure

NOES, 26

Mr Andrianopoulos	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Baker	Mr Kennan	Mr Seitz	
Mr Batchelor	Ms Kirner	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Sheehan	
Mr Cunningham	Mr Micallef	Mr Thomson	
Mr Dollis	Mr Mildenhall	(Pascoe Vale)	Tellers
Mrs Garbutt	Mr Pandazopoulos	Mr Thwaites	Mr Loney
Mr Haermeyer	Mr Roper	Dr Vaughan	Ms Marple

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.

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

The House divided.

AYES, 58

Mr Ashley	Mr Jasper	Mr Perrin	Mr Stockdale
Mr Bildstien	Mr Jenkins	Mr Pescott	Mr Tanner
Mr Brown	Mr John	Mrs Peulich	Mrs Tehan
Mr Clark	Mr Kennett	Mr Phillips	Mr Thompson
Mr Coleman	Mr Kilgour	Mr Plowman	(Sandringham)
Mr Cooper	Mr Lupton	(Benambra)	Mr Traynor
Mr Davis	Mrs McGill	Mr Plowman	Mr Treasure
Mr Dean	Mr McGrath	(Evelyn)	Mr Turner
Mr Doyle	(Warrnambool)	Mr Reynolds	Mrs Wade
Mr Elder	Mr McGrath	Mr Richardson	Mr Weideman
Mrs Elliott	(Wimmera)	Mr Rowe	Mr Wells
Mr Finn	Mr McLellan	Mr Ryan	
Mr Gude	(Frankston East)	Mr Smith	
Mr Hayward	Mr McNamara	(Glen Waverley)	
Mr Heffernan	Mr Maclellan	Mr Smith	Tellers
Mrs Henderson	(Pakenham)	(Polwarth)	Mr McArthur
Mr Honeywood	Mr Maughan	Mr Spry	Mr Paterson
Mr Hyams	Dr Napthine	Mr Steggall	

NOES, 26

Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Mr Loney	Mr Thomson	
Mr Dollis	Mr Micallef	(<i>Phascoe Vale</i>)	<i>Tellers</i>
Mrs Garbutt	Mr Mildenhall	Mr Thwaites	Mr Andrianopoulos
Mr Haermeyer	Mr Pandazopoulos	Dr Vaughan	Ms Marple

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

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

11 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:

Vital State Industries (Works and Services) Bill
Sunshine Land Bill
Treasury Corporation of Victoria Bill
Land Tax (Revision) (Amendment) Bill.

12 **POLICE REGULATION (AMENDMENT) BILL** - *Declaration of Bill as Urgent - Limitation of debate* - Mr McNamara declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.

Mr Speaker having ascertained that twenty members approved of the proposed motion being put -

Question - That the Bill be considered an urgent Bill - put.

The House divided.

AYES, 58

Mr Ashley	Mr Jasper	Dr Napthine	Mr Tanner
Mr Bildstien	Mr Jenkins	Mr Paterson	Mrs Tehan
Mr Brown	Mr John	Mr Perrin	Mr Thompson
Mr Clark	Mr Kennett	Mr Pescott	(<i>Sandringham</i>)
Mr Coleman	Mr Kilgour	Mrs Peulich	Mr Traynor
Mr Cooper	Mr Lupton	Mr Phillips	Mr Treasure
Mr Davis	Mr McArthur	Mr Plowman	Mr Turner
Mr Dean	Mrs McGill	(<i>Evelyn</i>)	Mrs Wade
Mr Doyle	Mr McGrath	Mr Reynolds	Mr Weideman
Mr Elder	(<i>Warrnambool</i>)	Mr Richardson	Mr Wells
Mrs Elliott	Mr McGrath	Mr Ryan	
Mr Finn	(<i>Wimmera</i>)	Mr Smith	
Mr Gude	Mr McLellan	(<i>Glen Waverley</i>)	
Mr Hayward	(<i>Frankston East</i>)	Mr Smith	
Mr Heffernan	Mr McNamara	(<i>Polwarth</i>)	<i>Tellers</i>
Mrs Henderson	Mr Maclellan	Mr Spry	Mr Plowman
Mr Honeywood	(<i>Pakenham</i>)	Mr Steggall	(<i>Benambra</i>)
Mr Hyams	Mr Maughan	Mr Stockdale	Mr Rowe

NOES, 26

Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Ms Marple	Mr Thomson	
Mr Dollis	Mr Micallef	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Mrs Garbutt	Mr Mildenhall	Mr Thwaites	Mr Andrianopoulos
Mr Haermeyer	Mr Pandazopoulos	Dr Vaughan	Mr Loney

And so it was resolved in the affirmative.

Motion made and question proposed - That the time allotted for the remaining stages of the Bill be until 10.00 p.m. this day (*Mr McNamara*).

Amendment proposed - That the expression "10.00 p.m." be omitted with the view of inserting in place thereof "12.00 midnight" (*Mr Sercombe*) - and, after debate -

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

The House divided.

AYES, 57

Mr Bildstien	Mr John	Mr Perrin	Mr Stockdale
Mr Brown	Mr Kennett	Mr Pescott	Mr Tanner
Mr Clark	Mr Kilgour	Mrs Peulich	Mrs Tehan
Mr Coleman	Mr Lupton	Mr Phillips	Mr Thompson
Mr Cooper	Mr McArthur	Mr Plowman	(<i>Sandringham</i>)
Mr Davis	Mrs McGill	(<i>Benambra</i>)	Mr Traynor
Mr Dean	Mr McGrath	Mr Plowman	Mr Treasure
Mr Doyle	(<i>Warrnambool</i>)	(<i>Evelyn</i>)	Mrs Wade
Mr Elder	Mr McGrath	Mr Reynolds	Mr Weideman
Mrs Elliott	(<i>Wimmera</i>)	Mr Richardson	Mr Wells
Mr Finn	Mr McLellan	Mr Rowe	
Mr Gude	(<i>Frankston East</i>)	Mr Ryan	
Mr Hayward	Mr McNamara	Mr Smith	
Mrs Henderson	Mr Maclellan	(<i>Glen Waverley</i>)	
Mr Honeywood	(<i>Pakenham</i>)	Mr Smith	
Mr Hyams	Mr Maughan	(<i>Polwarth</i>)	<i>Tellers</i>
Mr Jasper	Dr Napthine	Mr Spry	Mr Ashley
Mr Jenkins	Mr Paterson	Mr Steggall	Mr Turner

NOES, 26

Mr Baker	Mr Hamilton	Mr Pandazopoulos	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Roper	
Dr Coghill	Ms Kirner	Mr Sandon	
Mr Cole	Mr Leighton	Mr Seitz	
Mr Cunningham	Mr Loney	Mr Sercombe	
Mr Dollis	Ms Marple	Mr Thomson	
Mrs Garbutt	Mr Micallef	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Mr Haermeyer	Mr Mildenhall	Mr Thwaites	Mr Andrianopoulos
			Dr Vaughan

And so it was resolved in the affirmative.

Original question - put and agreed to.

13 POLICE REGULATION (AMENDMENT) BILL - Considered in Committee and reported without amendment.

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

The House divided.

AYES, 57

Mr Ashley	Mr Jasper	Mrs Peulich	Mrs Tehan
Mr Bildstien	Mr Jenkins	Mr Phillips	Mr Thompson
Mr Brown	Mr John	Mr Plowman	(<i>Sandringham</i>)
Mr Clark	Mr Kilgour	(<i>Benambra</i>)	Mr Traynor
Mr Coleman	Mr McArthur	Mr Plowman	Mr Treasure
Mr Cooper	Mrs McGill	(<i>Evelyn</i>)	Mr Turner
Mr Davis	Mr McGrath	Mr Reynolds	Mrs Wade
Mr Dean	(<i>Warrnambool</i>)	Mr Richardson	Mr Weideman
Mr Doyle	Mr McGrath	Mr Rowe	Mr Wells
Mr Elder	(<i>Wimmera</i>)	Mr Ryan	
Mrs Elliott	Mr McNamara	Mr Smith	
Mr Finn	Mr Maclellan	(<i>Glen Waverley</i>)	
Mr Gude	(<i>Pakenham</i>)	Mr Smith	
Mr Hayward	Mr Maughan	(<i>Polwarth</i>)	
Mr Heffernan	Dr Napthine	Mr Spry	<i>Tellers</i>
Mrs Henderson	Mr Paterson	Mr Steggall	Mr Lupton
Mr Honeywood	Mr Perrin	Mr Stockdale	Mr McLellan
Mr Hyams	Mr Pescott	Mr Tanner	(<i>Frankston East</i>)

NOES, 26

Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Mr Loney	Mr Thomson	
Mr Dollis	Ms Marple	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Mrs Garbutt	Mr Micallef	Mr Thwaites	Mr Andrianopoulos
Mr Haermeyer	Mr Mildenhall	Dr Vaughan	Mr Pandazopoulos

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

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

*Business having been interrupted
pursuant to Sessional Orders*

Motion made and question - That the sitting be continued (*Mr McNamara*) - put.

The House divided.

AYES, 57

Mr Ashley
Mr Bildstien
Mr Brown
Mr Clark
Mr Coleman
Mr Cooper
Mr Davis
Mr Dean
Mr Doyle
Mr Elder
Mrs Elliott
Mr Finn
Mr Gude
Mr Hayward
Mr Heffernan
Mrs Henderson
Mr Honeywood

Mr Hyams
Mr Jasper
Mr Jenkins
Mr John
Mr Kilgour
Mr McArthur
Mrs McGill
Mr McGrath
(Warrnambool)
Mr McGrath
(Wimmera)
Mr McNamara
Mr Maclellan
(Pakenham)
Mr Maughan
Dr Napthine
Mr Paterson

Mr Perrin
Mr Pescott
Mrs Peulich
Mr Phillips
Mr Plowman
(Benambra)
Mr Plowman
(Evelyn)
Mr Reynolds
Mr Richardson
Mr Rowe
Mr Ryan
Mr Smith
(Glen Waverley)
Mr Smith
(Polwarth)
Mr Spry

Mr Steggall
Mr Stockdale
Mr Tanner
Mrs Tehan
Mr Thompson
(Sandringham)
Mr Traynor
Mr Treasure
Mr Turner
Mrs Wade
Mr Weideman
Mr Wells

Tellers
Mr Lupton
Mr McLellan
(Frankston East)

NOES, 26

Mr Baker
Mr Batchelor
Dr Coghill
Mr Cole
Mr Cunningham
Mr Dollis
Mrs Garbutt
Mr Haermeyer

Mr Hamilton
Mr Kennan
Ms Kirner
Mr Leighton
Mr Loney
Ms Marple
Mr Micallef
Mr Mildenhall

Mr Roper
Mr Sandon
Mr Seitz
Mr Sercombe
Mr Thomson
(Pascoe Vale)
Mr Thwaites
Dr Vaughan

Mrs Wilson

Tellers
Mr Andrianopoulos
Mr Pandazopoulos

And so it was resolved in the affirmative.

- 14 DAIRY INDUSTRY BILL - Declaration of Bill as Urgent - Limitation of debate - Mr McGrath (Wimmera) declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.

Mr Speaker having ascertained that twenty members approved of the proposed motion being put -

Question - That the Bill be considered an urgent Bill - put.

The House divided.

AYES, 57

Mr Ashley	Mr Jasper	Dr Napthine	Mr Spry
Mr Bildstien	Mr Jenkins	Mr Paterson	Mr Steggall
Mr Brown	Mr John	Mr Perrin	Mr Stockdale
Mr Clark	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Coleman	Mr Lupton	Mrs Peulich	Mr Tehan
Mr Cooper	Mr McArthur	Mr Phillips	Mr Thompson
Mr Davis	Mrs McGill	Mr Plowman	(Sandringham)
Mr Dean	Mr McGrath	(Benambra)	Mr Traynor
Mr Elder	(Warrnambool)	Mr Plowman	Mr Treasure
Mrs Elliott	Mr McGrath	(Evelyn)	Mr Turner
Mr Finn	(Wimmera)	Mr Reynolds	Mrs Wade
Mr Gude	Mr McLellan	Mr Richardson	Mr Weideman
Mr Hayward	(Frankston East)	Mr Rowe	Mr Wells
Mr Heffernan	Mr McNamara	Mr Smith	
Mrs Henderson	Mr Maclellan	(Glen Waverley)	Tellers
Mr Honeywood	(Pakenham)	Mr Smith	Mr Doyle
Mr Hyams	Mr Maughan	(Polwarth)	Mr Ryan

NOES, 26

Mr Baker	Mr Hamilton	Mr Pandazopoulos	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Roper	
Dr Coghill	Ms Kirner	Mr Sandon	
Mr Cole	Mr Leighton	Mr Seitz	
Mr Cunningham	Mr Loney	Mr Sercombe	
Mr Dollis	Ms Marple	Mr Thomson	Tellers
Mrs Garbutt	Mr Micallef	(Pascoe Vale)	Mr Andrianopoulos
Mr Haermeyer	Mr Mildenhall	Dr Vaughan	Mr Thwaites

And so it was resolved in the affirmative.

Motion made and question proposed - That the time allotted for the remaining stages of the Bill be until "12.00 midnight" (*Mr McGrath, Wimmera*).

Amendment proposed - That the expression "12.00 midnight" be omitted with the view of inserting in place thereof "2.00 a.m." (*Mr Hamilton*) - and, after debate -

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

The House divided.

AYES, 57

Mr Ashley	Mr Jasper	Mr Maughan	Mr Spry
Mr Bildstien	Mr Jenkins	Dr Napthine	Mr Steggall
Mr Brown	Mr John	Mr Paterson	Mr Stockdale
Mr Clark	Mr Kennett	Mr Perrin	Mr Tanner
Mr Coleman	Mr Kilgour	Mr Phillips	Mrs Tehan
Mr Cooper	Mr Lupton	Mr Plowman	Mr Thompson
Mr Davis	Mr McArthur	(Benambra)	(Sandringham)
Mr Dean	Mrs McGill	Mr Plowman	Mr Traynor
Mr Doyle	Mr McGrath	(Evelyn)	Mr Treasure
Mr Elder	(Warrnambool)	Mr Reynolds	Mr Turner
Mrs Elliott	Mr McGrath	Mr Richardson	Mrs Wade
Mr Gude	(Wimmera)	Mr Rowe	Mr Weideman
Mr Hayward	Mr McLellan	Mr Ryan	Mr Wells
Mr Heffernan	(Frankston East)	Mr Smith	
Mrs Henderson	Mr McNamara	(Glen Waverley)	Tellers
Mr Honeywood	Mr Maclellan	Mr Smith	Mr Finn
Mr Hyams	(Pakenham)	(Polwarth)	Mrs Peulich

NOES, 26

Mr Baker	Mr Kennan	Mr Roper	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Sandon	
Dr Coghill	Mr Leighton	Mr Seitz	
Mr Cole	Mr Loney	Mr Sercombe	
Mr Cunningham	Ms Marple	Mr Thomson	
Mr Dollis	Mr Micallef	(Pascoe Vale)	<i>Tellers</i>
Mrs Garbutt	Mr Mildenhall	Mr Thwaites	Mr Andrianopoulos
Mr Hamilton	Mr Pandazopoulos	Dr Vaughan	Mr Haermeyer

And so it was resolved in the affirmative.

Original question - put and agreed to.

- 15 DAIRY INDUSTRY BILL - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

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

FRIDAY, 13 NOVEMBER 1992

Limitation of Debate - The time allotted for the remaining stages of the Bill having expired -

Question - put.

The House divided.

AYES, 56

Mr Ashley	Mr Hyams	Dr Napthine	Mr Steggall
Mr Bildstien	Mr Jasper	Mr Perrin	Mr Stockdale
Mr Brown	Mr Jenkins	Mrs Peulich	Mr Tanner
Mr Clark	Mr John	Mr Phillips	Mrs Tehan
Mr Coleman	Mr Kennett	Mr Plowman	Mr Traynor
Mr Cooper	Mr Kilgour	(Benambra)	Mr Treasure
Mr Davis	Mr Lupton	Mr Plowman	Mr Turner
Mr Dean	Mr McArthur	(Evelyn)	Mrs Wade
Mr Doyle	Mrs McGill	Mr Reynolds	Mr Weideman
Mr Elder	Mr McGrath	Mr Richardson	Mr Wells
Mrs Elliott	(Wimmera)	Mr Rowe	
Mr Finn	Mr McLellan	Mr Ryan	
Mr Gude	(Frankston East)	Mr Smith	
Mr Hayward	Mr McNamara	(Glen Waverley)	<i>Tellers</i>
Mr Heffernan	Mr Maclellan	Mr Smith	Mr Paterson
Mrs Henderson	(Pakenham)	(Polwarth)	Mr Thompson
Mr Honeywood	Mr Maughan	Mr Spry	(Sandringham)

NOES, 25

Mr Baker	Mr Hamilton	Mr Mildenhall	Mr Thwaites
Mr Batchelor	Mr Kennan	Mr Pandazopoulos	Dr Vaughan
Dr Coghill	Ms Kirner	Mr Sandon	Mrs Wilson
Mr Cole	Mr Leighton	Mr Seitz	
Mr Dollis	Mr Loney	Mr Sercombe	<i>Tellers</i>
Mrs Garbutt	Ms Marple	Mr Thomson	Mr Andrianopoulos
Mr Haermeyer	Mr Micallef	(Pascoe Vale)	Mr Cunningham

And so it was resolved in the affirmative - Bill read a second time.

Motion made and question - That the Bill be committed (*Mr McGrath, Wimmera*) - put.

The House divided.

AYES, 55

Mr Ashley	Mr Jenkins	Mrs Peulich	Mr Tanner
Mr Bildstien	Mr John	Mr Phillips	Mrs Tehan
Mr Brown	Mr Kennett	Mr Plowman	Mr Thompson
Mr Clark	Mr Kilgour	(Benambra)	(Sandringham)
Mr Coleman	Mr Lupton	Mr Plowman	Mr Traynor
Mr Cooper	Mr McArthur	(Evelyn)	Mr Treasure
Mr Davis	Mr McGrath	Mr Reynolds	Mr Turner
Mr Dean	(Wimmera)	Mr Richardson	Mrs Wade
Mr Doyle	Mr McLellan	Mr Rowe	Mr Weideman
Mr Elder	(Frankston East)	Mr Ryan	Mr Wells
Mrs Elliott	Mr McNamara	Mr Smith	
Mr Hayward	Mr Maclellan	(Glen Waverley)	
Mr Heffernan	(Pakenham)	Mr Smith	
Mrs Henderson	Mr Maughan	(Polwarth)	
Mr Honeywood	Dr Napthine	Mr Spry	Tellers
Mr Hyams	Mr Paterson	Mr Steggall	Mr Finn
Mr Jasper	Mr Perrin	Mr Stockdale	Mrs McGill

NOES, 25

Mr Andrianopoulos	Mrs Garbutt	Mr Micallef	Mr Thwaites
Mr Baker	Mr Hamilton	Mr Mildenhall	Dr Vaughan
Mr Batchelor	Mr Kennan	Mr Sandon	Mrs Wilson
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	Tellers
Mr Cunningham	Mr Loney	Mr Thomson	Mr Haermeyer
Mr Dollis	Ms Marple	(Pascoe Vale)	Mr Pandazopoulos

And so it was resolved in the affirmative.

Motion made and question - That the Bill be now committed (Mr McGrath, Wimmera) - put.

The House divided.

AYES, 55

Mr Ashley	Mr Jenkins	Mr Perrin	Mr Tanner
Mr Bildstien	Mr John	Mrs Peulich	Mrs Tehan
Mr Brown	Mr Kennett	Mr Phillips	Mr Thompson
Mr Clark	Mr Kilgour	Mr Plowman	(Sandringham)
Mr Coleman	Mr Lupton	(Benambra)	Mr Traynor
Mr Cooper	Mr McArthur	Mr Plowman	Mr Treasure
Mr Davis	Mrs McGill	(Evelyn)	Mr Turner
Mr Dean	Mr McGrath	Mr Reynolds	Mrs Wade
Mr Doyle	(Wimmera)	Mr Richardson	Mr Weideman
Mr Elder	Mr McLellan	Mr Rowe	Mr Wells
Mr Finn	(Frankston East)	Mr Smith	
Mr Hayward	Mr McNamara	(Glen Waverley)	
Mr Heffernan	Mr Maclellan	Mr Smith	
Mrs Henderson	(Pakenham)	(Polwarth)	
Mr Honeywood	Mr Maughan	Mr Spry	Tellers
Mr Hyams	Dr Napthine	Mr Steggall	Mrs Elliott
Mr Jasper	Mr Paterson	Mr Stockdale	Mr Ryan

NOES, 26

Mr Andrianopoulos	Mr Hamilton	Mr Pandazopoulos	Mrs Wilson
Mr Baker	Mr Kennan	Mr Sandon	
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Cunningham	Ms Marple	Mr Thomson	<i>Tellers</i>
Mr Dollis	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Haermeyer
Mrs Garbutt	Mr Mildenhall	Mr Thwaites	Dr Vaughan

And so it was resolved in the affirmative.

Motion made and question - That the Speaker do now leave the Chair
(*Mr McGrath, Wimmera*) - put.

The House divided.

AYES, 55

Mr Ashley	Mr Jasper	Mr Paterson	Mr Steggall
Mr Bildstien	Mr Jenkins	Mr Perrin	Mr Stockdale
Mr Brown	Mr John	Mrs Peulich	Mr Tanner
Mr Clark	Mr Kennett	Mr Phillips	Mr Tehan
Mr Coleman	Mr Kilgour	Mr Plowman	Mr Thompson
Mr Cooper	Mr Lupton	(<i>Benambra</i>)	(<i>Sandringham</i>)
Mr Davis	Mr McArthur	Mr Plowman	Mr Treasure
Mr Dean	Mrs McGill	(<i>Evelyn</i>)	Mrs Wade
Mr Doyle	Mr McGrath	Mr Reynolds	Mr Weideman
Mr Elder	(<i>Wimmera</i>)	Mr Richardson	Mr Wells
Mrs Elliott	Mr McLellan	Mr Rowe	
Mr Finn	(<i>Frankston East</i>)	Mr Ryan	
Mr Hayward	Mr McNamara	Mr Smith	
Mr Heffernan	Mr Maclellan	(<i>Glen Waverley</i>)	
Mrs Henderson	(<i>Pakenham</i>)	Mr Smith	<i>Tellers</i>
Mr Honeywood	Mr Maughan	(<i>Polwarth</i>)	Mr Traynor
Mr Hyams	Dr Napthine	Mr Spry	Mr Turner

NOES, 26

Mr Andrianopoulos	Mrs Garbutt	Mr Micallef	Mr Thomson
Mr Baker	Mr Haermeyer	Mr Mildenhall	(<i>Pascoe Vale</i>)
Mr Batchelor	Mr Hamilton	Mr Pandazopoulos	Dr Vaughan
Dr Coghill	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Cole	Ms Kirner	Mr Seitz	<i>Tellers</i>
Mr Cunningham	Mr Leighton	Mr Sercombe	Mr Loney
Mr Dollis	Ms Marple	Mr Sheehan	Mr Thwaites

And so it was resolved in the affirmative.

Bill considered in committee and reported without amendment.

Motion made and question - That this Bill be now read a third time
(*Mr McGrath, Wimmera*) - put.

The House divided.

AYES, 57

Mr Ashley	Mr Jasper	Mr Paterson	Mr Tanner
Mr Bildstien	Mr Jenkins	Mrs Peulich	Mrs Tehan
Mr Brown	Mr John	Mr Phillips	Mr Thompson
Mr Clark	Mr Kennett	Mr Plowman	(Sandringham)
Mr Coleman	Mr Kilgour	(Benambra)	Mr Traynor
Mr Cooper	Mr Lupton	Mr Plowman	Mr Treasure
Mr Davis	Mr McArthur	(Evelyn)	Mr Turner
Mr Dean	Mrs McGill	Mr Reynolds	Mrs Wade
Mr Doyle	Mr McGrath	Mr Richardson	Mr Weideman
Mr Elder	(Warrnambool)	Mr Rowe	Mr Wells
Mrs Elliott	Mr McGrath	Mr Ryan	
Mr Finn	(Wimmera)	Mr Smith	
Mr Gude	Mr McLellan	(Glen Waverley)	
Mr Hayward	(Frankston East)	Mr Smith	
Mr Heffernan	Mr McNamara	(Polwarth)	
Mrs Henderson	Mr Maclellan	Mr Spry	Tellers
Mr Honeywood	(Pakenham)	Mr Steggall	Dr Napthine
Mr Hyams	Mr Maughan	Mr Stockdale	Mr Perrin

NOES, 26

Mr Andrianopoulos	Mr Haermeyer	Mr Mildenhall	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Roper	
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Ms Kirner	Mr Sercombe	
Mr Cole	Mr Leighton	Mr Sheehan	
Mr Cunningham	Mr Loney	Mr Thomson	Tellers
Mr Dollis	Ms Marple	(Pascoe Vale)	Mr Pandazopoulos
Mrs Garbutt	Mr Micallef	Mr Thwaites	Mrs Wilson

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

Motion made and question - That the Bill be transmitted to the Legislative Council and their concurrence desired therein (Mr McGrath, Wimmera) - put.

The House divided.

AYES, 57

Mr Ashley	Mr Jasper	Mr Paterson	Mr Tanner
Mr Bildstien	Mr Jenkins	Mrs Peulich	Mrs Tehan
Mr Brown	Mr John	Mr Phillips	Mr Thompson
Mr Clark	Mr Kennett	Mr Plowman	(Sandringham)
Mr Coleman	Mr Kilgour	(Benambra)	Mr Traynor
Mr Cooper	Mr Lupton	Mr Plowman	Mr Treasure
Mr Davis	Mr McArthur	(Evelyn)	Mr Turner
Mr Dean	Mrs McGill	Mr Reynolds	Mrs Wade
Mr Doyle	Mr McGrath	Mr Richardson	Mr Weideman
Mr Elder	(Warrnambool)	Mr Rowe	Mr Wells
Mrs Elliott	Mr McGrath	Mr Ryan	
Mr Finn	(Wimmera)	Mr Smith	
Mr Gude	Mr McLellan	(Glen Waverley)	
Mr Hayward	(Frankston East)	Mr Smith	
Mr Heffernan	Mr McNamara	(Polwarth)	
Mrs Henderson	Mr Maclellan	Mr Spry	Tellers
Mr Honeywood	(Pakenham)	Mr Steggall	Dr Napthine
Mr Hyams	Mr Maughan	Mr Stockdale	Mr Perrin

NOES, 26

Mr Andrianopoulos	Mr Haermeyer	Mr Mildenhall	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Roper	
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Ms Kirner	Mr Sercombe	
Mr Cole	Mr Leighton	Mr Sheehan	
Mr Cunningham	Mr Loney	Mr Thomson	<i>Tellers</i>
Mr Dollis	Ms Marple	(<i>Pascoe Vale</i>)	Mr Pandazopoulos
Mrs Garbutt	Mr Micallef	Mr Thwaites	Mrs Wilson

And so it was resolved in the affirmative.

16 **MESSAGES FROM THE LEGISLATIVE COUNCIL -**

Agreeing to the following Bills without amendment:

- State Taxation (Amendment) Bill
- Public Authorities (Dividends) (Amendment) Bill
- Transport Accident (Amendment) Bill
- Victorian Tourism Commission (Tourism Victoria) Bill
- Children and Young Persons (Amendment) Bill
- Constitution (Governor's Powers) Bill.

Agreeing to the amendment made by the Assembly in the Capital City (Shop Trading) Bill.

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

Motion made and question - That the amendments be read a second time (*Mr Gude*) - put.

The House divided.

AYES, 56

Mr Brown	Mr John	Mr Perrin	Mr Thompson
Mr Clark	Mr Kennett	Mrs Peulich	(<i>Sandringham</i>)
Mr Coleman	Mr Kilgour	Mr Phillips	Mr Traynor
Mr Cooper	Mr Lupton	Mr Plowman	Mr Treasure
Mr Davis	Mr McArthur	(<i>Evelyn</i>)	Mr Turner
Mr Dean	Mrs McGill	Mr Reynolds	Mrs Wade
Mr Doyle	Mr McGrath	Mr Richardson	Mr Weideman
Mr Elder	(<i>Warrnambool</i>)	Mr Rowe	Mr Wells
Mrs Elliott	Mr McGrath	Mr Ryan	
Mr Finn	(<i>Wimmera</i>)	Mr Smith	
Mr Gude	Mr McLellan	(<i>Glen Waverley</i>)	
Mr Hayward	(<i>Frankston East</i>)	Mr Smith	
Mr Heffernan	Mr McNamara	(<i>Polwarth</i>)	
Mrs Henderson	Mr Maclellan	Mr Spry	
Mr Honeywood	(<i>Pakenham</i>)	Mr Steggall	<i>Tellers</i>
Mr Hyams	Mr Maughan	Mr Stockdale	Mr Bildstien
Mr Jasper	Dr Napthine	Mr Tanner	Mr Plowman
Mr Jenkins	Mr Paterson	Mrs Tehan	(<i>Benambra</i>)

NOES, 26

Mr Andrianopoulos	Mr Kennan	Mr Roper	Mrs Wilson
Mr Baker	Ms Kirner	Mr Seitz	
Mr Batchelor	Mr Leighton	Mr Sercombe	
Dr Coghill	Mr Loney	Mr Sheehan	
Mr Cole	Ms Marple	Mr Thomson	
Mrs Garbutt	Mr Micallef	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Mr Haermeyer	Mr Mildenhall	Mr Thwaites	Mr Cunningham
Mr Hamilton	Mr Pandazopoulos	Dr Vaughan	Mr Dollis

And so it was resolved in the affirmative.

Motion made and question proposed - That these amendments be agreed to (*Mr Gude*).

Declaration of Motion as Urgent - Limitation of debate - Mr Gude declared that the motion was an urgent Motion and moved - That this motion be considered an urgent motion.

Mr Speaker having ascertained that twenty members approved of the proposed motion being put -

Question - That the motion be considered an urgent motion - put.

The House divided.

AYES, 56

Mr Brown	Mr Jenkins	Dr Napthine	Mr Stockdale
Mr Clark	Mr John	Mr Paterson	Mr Tanner
Mr Coleman	Mr Kennett	Mr Perrin	Mrs Tehan
Mr Cooper	Mr Kilgour	Mrs Peulich	Mr Thompson
Mr Davis	Mr Lupton	Mr Phillips	(<i>Sandringham</i>)
Mr Dean	Mr McArthur	Mr Plowman	Mr Traynor
Mr Doyle	Mrs McGill	(<i>Evelyn</i>)	Mr Treasure
Mr Elder	Mr McGrath	Mr Reynolds	Mr Turner
Mrs Elliott	(<i>Warrnambool</i>)	Mr Richardson	Mrs Wade
Mr Finn	Mr McGrath	Mr Rowe	Mr Weideman
Mr Gude	(<i>Wimmera</i>)	Mr Ryan	Mr Wells
Mr Hayward	Mr McLellan	Mr Smith	
Mr Heffernan	(<i>Frankston East</i>)	(<i>Glen Waverley</i>)	
Mrs Henderson	Mr McNamara	Mr Smith	<i>Tellers</i>
Mr Honeywood	Mr Maclellan	(<i>Polwarth</i>)	Mr Bildstien
Mr Hyams	(<i>Pakenham</i>)	Mr Spry	Mr Plowman
Mr Jasper	Mr Maughan	Mr Steggall	(<i>Benambra</i>)

NOES, 26

Mr Andrianopoulos	Mr Kennan	Mr Roper	Mrs Wilson
Mr Baker	Ms Kirner	Mr Seitz	
Mr Batchelor	Mr Leighton	Mr Sercombe	
Dr Coghill	Mr Loney	Mr Sheehan	
Mr Cole	Ms Marple	Mr Thomson	
Mrs Garbutt	Mr Micallef	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Mr Haermeyer	Mr Mildenhall	Mr Thwaites	Mr Cunningham
Mr Hamilton	Mr Pandazopoulos	Dr Vaughan	Mr Dollis

And so it was resolved in the affirmative.

Motion made and question proposed - That the time allotted for the consideration of the motion be until 4.00 a.m. this day (*Mr Gude*).

Amendment proposed - That the expression "4.00 a.m." be omitted with the view of inserting in place thereof the expression "6.00 p.m." (*Mr Kennan*) - and, after debate -

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

The House divided.

AYES, 55

Mr Bildstien	Mr Jenkins	Mr Perrin	Mr Tanner
Mr Brown	Mr John	Mr Phillips	Mrs Tehan
Mr Clark	Mr Kennett	Mr Plowman	Mr Thompson
Mr Coleman	Mr Kilgour	(<i>Benambra</i>)	(<i>Sandringham</i>)
Mr Davis	Mr Lupton	Mr Plowman	Mr Traynor
Mr Dean	Mr McArthur	(<i>Evelyn</i>)	Mr Treasure
Mr Doyle	Mrs McGill	Mr Reynolds	Mr Turner
Mr Elder	Mr McGrath	Mr Richardson	Mrs Wade
Mrs Elliott	(<i>Warrnambool</i>)	Mr Rowe	Mr Weideman
Mr Finn	Mr McGrath	Mr Ryan	Mr Wells
Mr Gude	(<i>Wimmera</i>)	Mr Smith	
Mr Hayward	Mr McLellan	(<i>Glen Waverley</i>)	
Mr Heffernan	(<i>Frankston East</i>)	Mr Smith	
Mrs Henderson	Mr McNamara	(<i>Polwarth</i>)	
Mr Honeywood	Mr Maughan	Mr Spry	<i>Tellers</i>
Mr Hyams	Dr Napthine	Mr Steggall	Mr Cooper
Mr Jasper	Mr Paterson	Mr Stockdale	Mrs Peulich

NOES, 26

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Baker	Mr Kennan	Mr Seitz	
Mr Batchelor	Ms Kirner	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Sheehan	
Mr Cole	Mr Loney	Mr Thomson	
Mr Dollis	Ms Marple	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Mrs Garbutt	Mr Micallef	Mr Thwaites	Mr Cunningham
Mr Haermeyer	Mr Pandazopoulos	Dr Vaughan	Mr Mildenhall

And so it was resolved in the affirmative.

Question - That the time allotted for consideration of this motion be until 4.00 a.m. this day - put.

The House divided.

AYES, 56

Mr Bildstien	Mr Jenkins	Dr Napthine	Mr Steggall
Mr Brown	Mr John	Mr Paterson	Mr Stockdale
Mr Clark	Mr Kennett	Mr Perrin	Mr Tanner
Mr Coleman	Mr Kilgour	Mr Phillips	Mrs Tehan
Mr Davis	Mr Lupton	Mr Plowman	Mr Thompson
Mr Dean	Mr McArthur	(<i>Benambra</i>)	(<i>Sandringham</i>)
Mr Doyle	Mrs McGill	Mr Plowman	Mr Traynor
Mr Elder	Mr McGrath	(<i>Evelyn</i>)	Mr Treasure
Mrs Elliott	(<i>Warrnambool</i>)	Mr Reynolds	Mr Turner
Mr Finn	Mr McGrath	Mr Richardson	Mrs Wade
Mr Gude	(<i>Wimmera</i>)	Mr Rowe	Mr Weideman
Mr Hayward	Mr McLellan	Mr Ryan	Mr Wells
Mr Heffernan	(<i>Frankston East</i>)	Mr Smith	
Mrs Henderson	Mr McNamara	(<i>Glen Waverley</i>)	
Mr Honeywood	Mr Maclellan	Mr Smith	<i>Tellers</i>
Mr Hyams	(<i>Pakenham</i>)	(<i>Polwarth</i>)	Mr Cooper
Mr Jasper	Mr Maughan	Mr Spry	Mrs Peulich

NOES, 26

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Baker	Mr Kennan	Mr Seitz	
Mr Batchelor	Ms Kirner	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Sheehan	
Mr Cole	Mr Loney	Mr Thomson	
Mr Dollis	Ms Marple	(Pascoe Vale)	<i>Tellers</i>
Mrs Garbutt	Mr Micallef	Mr Thwaites	Mr Cunningham
Mr Haermeyer	Mr Pandazopoulos	Dr Vaughan	Mr Mildenhall

And so it was resolved in the affirmative.

Limitation of Debate - The time allotted for consideration of the motion having expired -

Question - That the amendments be agreed to - put.

The House divided.

AYES, 56

Mr Bildstien	Mr Jenkins	Mr Paterson	Mr Steggall
Mr Brown	Mr John	Mr Perrin	Mr Stockdale
Mr Clark	Mr Kennett	Mrs Peulich	Mr Tanner
Mr Coleman	Mr Kilgour	Mr Phillips	Mrs Tehan
Mr Cooper	Mr McArthur	Mr Plowman	Mr Thompson
Mr Davis	Mrs McGill	(Benambra)	(Sandringham)
Mr Dean	Mr McGrath	Mr Plowman	Mr Traynor
Mr Elder	(Warrnambool)	(Evelyn)	Mr Treasure
Mrs Elliott	Mr McGrath	Mr Reynolds	Mr Turner
Mr Finn	(Wimmera)	Mr Richardson	Mrs Wade
Mr Gude	Mr McLellan	Mr Rowe	Mr Weideman
Mr Hayward	(Frankston East)	Mr Ryan	Mr Wells
Mr Heffernan	Mr McNamara	Mr Smith	
Mrs Henderson	Mr Maclellan	(Glen Waverley)	
Mr Honeywood	(Pakenham)	Mr Smith	<i>Tellers</i>
Mr Hyams	Mr Maughan	(Polwarth)	Mr Doyle
Mr Jasper	Dr Napthine	Mr Spry	Mr Lupton

NOES, 26

Mr Andrianopoulos	Mr Hamilton	Mr Pandazopoulos	Mrs Wilson
Mr Baker	Mr Kennan	Mr Roper	
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Cunningham	Ms Marple	Mr Thomson	
Mr Dollis	Mr Micallef	(Pascoe Vale)	<i>Tellers</i>
Mrs Garbutt	Mr Mildenhall	Dr Vaughan	Mr Haermeyer
			Mr Thwaites

And so it was resolved in the affirmative - Amendments agreed to with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

Motion made and question - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments (Mr Gude) - put.

The House divided.

AYES, 56

Mr Bildstien	Mr Jenkins	Mr Paterson	Mr Steggall
Mr Brown	Mr John	Mr Perrin	Mr Stockdale
Mr Clark	Mr Kennett	Mrs Peulich	Mr Tanner
Mr Coleman	Mr Kilgour	Mr Phillips	Mrs Tehan
Mr Cooper	Mr McArthur	Mr Plowman	Mr Thompson
Mr Davis	Mrs McGill	(Benambra)	(Sandringham)
Mr Dean	Mr McGrath	Mr Plowman	Mr Traynor
Mr Elder	(Warrnambool)	(Evelyn)	Mr Treasure
Mrs Elliott	Mr McGrath	Mr Reynolds	Mr Turner
Mr Finn	(Wimmera)	Mr Richardson	Mrs Wade
Mr Gude	Mr McLellan	Mr Rowe	Mr Weideman
Mr Hayward	(Frankston East)	Mr Ryan	Mr Wells
Mr Heffernan	Mr McNamara	Mr Smith	
Mrs Henderson	Mr Maclellan	(Glen Waverley)	
Mr Honeywood	(Pakenham)	Mr Smith	Tellers
Mr Hyams	Mr Maughan	(Polwarth)	Mr Doyle
Mr Jasper	Dr Napthine	Mr Spry	Mr Lupton

NOES, 26

Mr Andrianopoulos	Mr Hamilton	Mr Pandazopoulos	Mrs Wilson
Mr Baker	Mr Kennan	Mr Roper	
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Cunningham	Ms Marple	Mr Thomson	Tellers
Mr Dollis	Mr Micallef	(Pascoe Vale)	Mr Haermeyer
Mrs Garbutt	Mr Mildenhall	Dr Vaughan	Mr Thwaites

And so it was resolved in the affirmative.

- 18 LAW REFORM COMMISSION (REPEAL) BILL - *Declaration of Bill as Urgent - Limitation of debate* - Mr Gude declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.

Mr Speaker having ascertained that twenty members approved of the proposed motion being put -

Question - That the Bill be considered an urgent Bill - put.

The House divided.

AYES, 56

Mr Bildstien	Mr Jenkins	Dr Napthine	Mr Steggall
Mr Brown	Mr John	Mr Paterson	Mr Stockdale
Mr Clark	Mr Kennett	Mr Perrin	Mr Tanner
Mr Coleman	Mr Kilgour	Mr Phillips	Mrs Tehan
Mr Cooper	Mr Lupton	Mr Plowman	Mr Thompson
Mr Davis	Mr McArthur	(Benambra)	(Sandringham)
Mr Dean	Mrs McGill	Mr Plowman	Mr Traynor
Mr Doyle	Mr McGrath	(Evelyn)	Mr Treasure
Mr Elder	(Warrnambool)	Mr Reynolds	Mr Turner
Mrs Elliott	Mr McGrath	Mr Richardson	Mrs Wade
Mr Gude	(Wimmera)	Mr Rowe	Mr Weideman
Mr Hayward	Mr McLellan	Mr Ryan	Mr Wells
Mr Heffernan	(Frankston East)	Mr Smith	
Mrs Henderson	Mr McNamara	(Glen Waverley)	
Mr Honeywood	Mr Maclellan	Mr Smith	Tellers
Mr Hyams	(Pakenham)	(Polwarth)	Mr Finn
Mr Jasper	Mr Maughan	Mr Spry	Mrs Peulich

NOES, 26

Mr Baker	Mr Kennan	Mr Roper	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Cunningham	Ms Marple	Mr Thomson	
Mr Dollis	Mr Micallef	(Pascoe Vale)	Tellers
Mrs Garbutt	Mr Mildenhall	Mr Thwaites	Mr Andrianopoulos
Mr Hamilton	Mr Pandazopoulos	Dr Vaughan	Mr Haermeyer

And so it was resolved in the affirmative.

Motion made and question - That the time allotted for the remaining stages of the Bill be until 5.40 a.m. this day (*Mr Gude*) - put, after debate, and agreed to.

- 19 **LAW REFORM COMMISSION (REPEAL) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

Limitation of Debate - The time allotted for consideration of the remaining stages of the Bill having expired -

Question - put.

The House divided.

AYES, 54

Mr Bildstien	Mr Jenkins	Mr Paterson	Mr Spry
Mr Brown	Mr John	Mr Perrin	Mr Steggall
Mr Clark	Mr Kennett	Mrs Peulich	Mr Stockdale
Mr Coleman	Mr Kilgour	Mr Phillips	Mr Tanner
Mr Cooper	Mr Lupton	Mr Plowman	Mr Thompson
Mr Davis	Mr McArthur	(Benambra)	(Sandringham)
Mr Dean	Mrs McGill	Mr Plowman	Mr Traynor
Mr Doyle	Mr McGrath	(Evelyn)	Mr Treasure
Mr Elder	(Warrnambool)	Mr Reynolds	Mr Turner
Mrs Elliott	Mr McLellan	Mr Richardson	Mrs Wade
Mr Finn	(Frankston East)	Mr Rowe	Mr Weideman
Mr Gude	Mr McNamara	Mr Ryan	Mr Wells
Mr Hayward	Mr Maclellan	Mr Smith	
Mr Heffernan	(Pakenham)	(Glen Waverley)	Tellers
Mr Hyams	Mr Maughan	Mr Smith	Mrs Henderson
Mr Jasper	Dr Napthine	(Polwarth)	Mr Honeywood

NOES, 23

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Hamilton	Mr Seitz	
Dr Coghill	Mr Kennan	Mr Sercombe	
Mr Cole	Mr Leighton	Mr Sheehan	
Mr Cunningham	Mr Loney	Mr Thomson	Tellers
Mr Dollis	Mr Micallef	(Pascoe Vale)	Ms Marple
Mrs Garbutt	Mr Pandazopoulos	Dr Vaughan	Mr Thwaites

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 (Mrs Wade) - put.

The House divided.

AYES, 56

Mr Bildstien	Mr Jenkins	Mr Paterson	Mr Steggall
Mr Brown	Mr John	Mr Perrin	Mr Stockdale
Mr Clark	Mr Kennett	Mrs Peulich	Mr Tanner
Mr Coleman	Mr Kilgour	Mr Phillips	Mrs Tehan
Mr Cooper	Mr Lupton	Mr Plowman	Mr Thompson
Mr Davis	Mrs McGill	(Benambra)	(Sandringham)
Mr Doyle	Mr McGrath	Mr Plowman	Mr Traynor
Mr Elder	(Warrnambool)	(Evelyn)	Mr Treasure
Mrs Elliott	Mr McGrath	Mr Reynolds	Mr Turner
Mr Finn	(Wimmera)	Mr Richardson	Mrs Wade
Mr Gude	Mr McLellan	Mr Rowe	Mr Weideman
Mr Hayward	(Frankston East)	Mr Ryan	Mr Wells
Mr Heffernan	Mr McNamara	Mr Smith	
Mrs Henderson	Mr Maclellan	(Glen Waverley)	
Mr Honeywood	(Pakenham)	Mr Smith	Tellers
Mr Hyams	Mr Maughan	(Polwarth)	Mr Dean
Mr Jasper	Dr Napthine	Mr Spry	Mr McArthur

NOES, 24

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Seitz	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Sheehan	
Mr Cole	Mr Loney	Mr Thomson	<i>Tellers</i>
Mr Dollis	Ms Marple	(<i>Pascoe Vale</i>)	Mr Cunningham
Mrs Garbutt	Mr Micallef	Mr Thwaites	Mr Pandazopoulos

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

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

- 20 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until 2.00 p.m. this day (*Mr Gude*) - put and agreed to.
- 21 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Gude*) - put and agreed to.
- 22 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
And the House, at twenty-five minutes past Six o'clock in the morning, adjourned until later this day.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 11 - Friday, 13 November 1992

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PAPERS** -
The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
- Agriculture Department - Report for the year 1991-92
 - Alfred Group of Hospitals - Report for the year 1991-92
 - Angliss Hospital - Report for the year 1991-92
 - Anti-Cancer Council of Victoria - Report for the year 1991-92
 - Apollo Bay and District Memorial Hospital - Report for the year 1991-92
 - Attorney-General's Department - Report for the year 1991-92
 - Austin Hospital - Report for the year 1991-92
 - Beeac and District Hospital - Report for the year 1991-92
 - Benalla and District Memorial Hospital - Report for the year 1991-92

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- Bethlehem Hospital - Report for the year 1991-92
Birregurra and District Community Hospital - Report for the year 1991-92
Boort District Hospital - Report for the year 1991-92
Box Hill Hospital - Report for the year 1991-92
Bundoora Extended Care Centre - Report for the year 1991-92
Burwood and District Community Hospital - Report for the year 1991-92
Camperdown District Hospital - Report for the year 1991-92
Capital Works Authority - Report for the year 1991-92
Caritas Christi Hospice Limited - Report for the year 1991-92
Casterton Memorial Hospital - Report for the year 1991-92
Cohuna District Hospital and Cohuna Community Nursing Home - Report for the year 1991-92
Colac District Hospital - Report for the year 1991-92
Community Services Victoria - Report for the year 1991-92
Conservation and Environment Department - Report for the year 1991-92
Construction Industry Long Service Leave Board - Report for the year 1991-92
Consumer Affairs Ministry - Report for the year 1991-92 - Ordered to be printed
Dandenong and District Hospital - Report for the year 1991-92
Dimboola District Hospital - Report for the year 1991-92
Dunolly District Hospital - Report for the year 1991-92
Eastern Suburbs Geriatric Centre - Report for the year 1991-92
Edenhope and District Memorial Hospital - Report for the year 1991-92
Elmore District Hospital - Report for the year 1991-92
Geelong Hospital - Report for the year 1991-92
Goulburn Valley Base Hospital - Report for the year 1991-92
Grace McKellar Centre - Report for the year 1991-92
Healesville and District Hospital - Report for the year 1991-92
Heathcote District Hospital - Report for the year 1991-92
Heywood and District Memorial Hospital - Report for the year 1991-92
Inglewood Hospital - Report for the year 1991-92
Intellectually Disabled Persons' Services Act 1986 - Report of Community Visitors for the year 1991-92
Kingston Centre - Report for the year 1991-92
Kyabram and District Memorial Community Hospital - Report for the year 1991-92
Labour Department - Report for the year 1991-92
Lismore and District Hospital - Report for the year 1991-92
Lorne Community Hospital - Report for the year 1991-92
Lyndoch, Warrnambool - Report for the year 1991-92
Maffra District Hospital - Report for the year 1991-92
Maroondah Hospital - Report for the year 1991-92

Melbourne Major Events Company Ltd. - Report for the year 1991-92
Mercy Hospital for Women Incorporated - Report for the year 1991-92
Mildura Base Hospital - Report for the year 1991-92
Monash Medical Centre - Report for the year 1991-92
Mordialloc - Cheltenham Community Hospital - Report for the year 1991-92
Mornington Peninsula Hospital - Report for the year 1991-92
Mortlake District Hospital - Report for the year 1991-92
Mount Eliza Centre - Report for the year 1991-92
Nathalia District Hospital - Report for the year 1991-92
Numurkah and District War Memorial Hospital - Report for the year 1991-92
Peter MacCallum Cancer Institute - Report for the year 1991-92
Pharmacy Board of Victoria - Report for the year ended 31 December 1991
Police - Report of the Chief Commissioner for the year 1991-92
Port Fairy Hospital - Report for the year 1991-92
Preston and Northcote Community Hospital - Report for the year 1991-92
Queen Elizabeth Centre - Report for the year 1991-92
Radiation Advisory Committee - Report for the year ended 30 September 1992
Ripon Peace Memorial Hospital - Report for the year 1991-92
Rochester and District War Memorial Hospital - Report for the year 1991-92
Royal Children's Hospital - Report for the year 1991-92
Royal Victorian Eye and Ear Hospital - Report for the year 1991-92
Sandringham and District Memorial Hospital - Report for the year 1991-92
Skipton and District Memorial Hospital - Report for the year 1991-92
Small Business Development Corporation - Report for the year 1991-92
St Arnaud District Hospital - Report for the year 1991-92
St Vincent's Hospital Melbourne - Report for the year 1991-92
State Insurance Office - Report for the year 1991-92, together with a letter from the
Minister with an explanation for the delay of the Report
Swan Hill District Hospital - Report for the year 1991-92
Tawonga District General Hospital - Report for the year 1991-92
Timboon and District Hospital - Report for the year 1991-92
Treasury Department - Report for the year 1991-92
Victorian Conservation Trust - Report for the year 1991-92
Waranga Memorial Hospital - Report for the year 1991-92
Warrnambool and District Base Hospital - Report for the year 1991-92
Water Resources Department - Report for the year 1991-92
Willaura and District Hospital - Report for the year 1991-92
Winchelsea and District Hospital - Report for the year 1991-92
Wonthaggi and District Hospital - Report for the year 1991-92
Wycheproof District Hospital - Report for the year 1991-92

Yarram and District Hospital - Report for the year 1991-92.

4 PUBLIC SECTOR (UNION FEES) 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 (*Ms Kirner*) - put and agreed to.

Motion made and question proposed - That the debate be adjourned until later this day (*Mr Kennett*).

Amendment proposed - That the words "later this day" be omitted with the view of inserting in place thereof the expression "Thursday, 26 November 1992" (*Ms Kirner*) - and, after debate -

Motion made and question - That the question be now put (*Mr Kennett*) - put.

The House divided.

AYES, 60

Mr Ashley	Mr Jenkins	Mr Paterson	Mr Spry
Mr Bildstien	Mr John	Mr Perrin	Mr Steggall
Mr Brown	Mr Kennett	Mr Perton	Mr Stockdale
Mr Clark	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Coleman	Mr Leigh	Mrs Peulich	Mrs Tehan
Mr Cooper	Mr Lupton	Mr Phillips	Mr Thompson
Mr Dean	Mrs McGill	Mr Plowman	(<i>Sandringham</i>)
Mr Doyle	Mr McGrath	(<i>Benambra</i>)	Mr Traynor
Mr Elder	(<i>Warrnambool</i>)	Mr Plowman	Mr Treasure
Mrs Elliott	Mr McGrath	(<i>Evelyn</i>)	Mr Turner
Mr Finn	(<i>Wimmera</i>)	Mr Reynolds	Mrs Wade
Mr Gude	Mr McLellan	Mr Richardson	Mr Weideman
Mr Hayward	(<i>Frankston East</i>)	Mr Rowe	Mr Wells
Mr Heffernan	Mr McNamara	Mr Ryan	
Mrs Henderson	Mr Maclellan	Mr Smith	
Mr Honeywood	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	<i>Tellers</i>
Mr Hyams	Mr Maughan	Mr Smith	Mr Davis
Mr Jasper	Dr Napthine	(<i>Polwarth</i>)	Mr McArthur

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Ms Kirner	Mr Sercombe	
Mr Cole	Mr Leighton	Mr Sheehan	
Mr Cunningham	Mr Loney	Mr Thomson	<i>Tellers</i>
Mr Dollis	Ms Marple	(<i>Pascoe Vale</i>)	Mr Mildenhall
Mrs Garbutt	Mr Micallef	Mr Thwaites	Mr Pandazopoulos

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, 60

Mr Ashley	Mr John	Mr Paterson	Mr Spry
Mr Bildstien	Mr Kennett	Mr Perrin	Mr Steggall
Mr Brown	Mr Kilgour	Mr Perton	Mr Stockdale
Mr Clark	Mr Leigh	Mr Pescott	Mr Tanner
Mr Coleman	Mr Lupton	Mrs Peulich	Mrs Tehan
Mr Cooper	Mr McArthur	Mr Phillips	Mr Thompson
Mr Davis	Mrs McGill	Mr Plowman	(Sandringham)
Mr Dean	Mr McGrath	(Benambra)	Mr Traynor
Mr Elder	(Warrnambool)	Mr Plowman	Mr Treasure
Mrs Elliott	Mr McGrath	(Evelyn)	Mr Turner
Mr Finn	(Wimmera)	Mr Reynolds	Mrs Wade
Mr Gude	Mr McLellan	Mr Richardson	Mr Weideman
Mr Hayward	(Frankston East)	Mr Rowe	Mr Wells
Mr Heffernan	Mr McNamara	Mr Ryan	
Mrs Henderson	Mr Maclellan	Mr Smith	
Mr Honeywood	(Pakenham)	(Glen Waverley)	Tellers
Mr Jasper	Mr Maughan	Mr Smith	Mr Doyle
Mr Jenkins	Dr Napthine	(Polwarth)	Mr Hyams

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Pandazopoulos	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Ms Kirner	Mr Sercombe	
Mr Cole	Mr Leighton	Mr Sheehan	
Mr Cunningham	Ms Marple	Mr Thomson	Tellers
Mr Dollis	Mr Micallef	(Pascoe Vale)	Mr Loney
Mrs Garbutt	Mr Mildenhall	Mr Thwaites	Mr Sandon

And so it was resolved in the affirmative.

Question - That the debate be adjourned until later this day - put.

The House divided.

AYES, 60

Mr Ashley	Mr John	Mr Paterson	Mr Spry
Mr Bildstien	Mr Kennett	Mr Perrin	Mr Steggall
Mr Brown	Mr Kilgour	Mr Perton	Mr Stockdale
Mr Clark	Mr Leigh	Mr Pescott	Mr Tanner
Mr Coleman	Mr Lupton	Mrs Peulich	Mrs Tehan
Mr Cooper	Mr McArthur	Mr Phillips	Mr Thompson
Mr Doyle	Mrs McGill	Mr Plowman	(Sandringham)
Mr Elder	Mr McGrath	(Benambra)	Mr Traynor
Mrs Elliott	(Warrnambool)	Mr Plowman	Mr Treasure
Mr Finn	Mr McGrath	(Evelyn)	Mr Turner
Mr Gude	(Wimmera)	Mr Reynolds	Mrs Wade
Mr Hayward	Mr McLellan	Mr Richardson	Mr Weideman
Mr Heffernan	(Frankston East)	Mr Rowe	Mr Wells
Mrs Henderson	Mr McNamara	Mr Ryan	
Mr Honeywood	Mr Maclellan	Mr Smith	
Mr Hyams	(Pakenham)	(Glen Waverley)	Tellers
Mr Jasper	Mr Maughan	Mr Smith	Mr Davis
Mr Jenkins	Dr Napthine	(Polwarth)	Mr Dean

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Ms Kirner	Mr Sercombe	
Mr Cole	Mr Leighton	Mr Sheehan	
Mr Cunningham	Mr Loney	Mr Thomson	<i>Tellers</i>
Mr Dollis	Ms Marple	(<i>Pascoe Vale</i>)	Mr Mildenhall
Mrs Garbutt	Mr Micallef	Mr Thwaites	Mr Pandazopoulos

And so it was resolved in the affirmative.

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

- 5 TATTERSALL CONSULTATIONS (AMENDMENT) BILL - *Declaration of Bill as Urgent - Limitation of debate* - Mr Stockdale declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.

Mr Speaker having ascertained that twenty members approved of the proposed motion being put -

Question - That the Bill be considered an urgent Bill - put.

The House divided.

AYES, 58

Mr Ashley	Mr John	Mr Perrin	Mr Steggall
Mr Bildstien	Mr Kilgour	Mr Perton	Mr Stockdale
Mr Brown	Mr Leigh	Mr Pescott	Mr Tanner
Mr Clark	Mr Lupton	Mrs Peulich	Mr Thompson
Mr Coleman	Mr McArthur	Mr Phillips	(<i>Sandringham</i>)
Mr Cooper	Mrs McGill	Mr Plowman	Mr Traynor
Mr Davis	Mr McGrath	(<i>Benambra</i>)	Mr Treasure
Mr Dean	(<i>Warrnambool</i>)	Mr Plowman	Mr Turner
Mr Elder	Mr McGrath	(<i>Evelyn</i>)	Mrs Wade
Mrs Elliott	(<i>Wimmera</i>)	Mr Reynolds	Mr Weideman
Mr Finn	Mr McLellan	Mr Richardson	Mr Wells
Mr Gude	(<i>Frankston East</i>)	Mr Rowe	
Mr Hayward	Mr McNamara	Mr Ryan	
Mr Heffernan	Mr Maclellan	Mr Smith	
Mrs Henderson	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	
Mr Honeywood	Mr Maughan	Mr Smith	<i>Tellers</i>
Mr Jasper	Dr Napthine	(<i>Polwarth</i>)	Mr Doyle
Mr Jenkins	Mr Paterson	Mr Spry	Mr Hyams

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Pandazopoulos	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Ms Kirner	Mr Sercombe	
Mr Cole	Mr Leighton	Mr Sheehan	
Mr Cunningham	Ms Marple	Mr Thomson	<i>Tellers</i>
Mr Dollis	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Loney
Mrs Garbutt	Mr Mildenhall	Mr Thwaites	Mr Sandon

And so it was resolved in the affirmative.

Motion made and question proposed - That the time allotted for the remaining stages of the Bill be until 5.00 p.m. this day (*Mr Stockdale*).

Amendment proposed - That the expression "5.00 p.m." be omitted with the view of inserting in place thereof "6.00 p.m. " (*Mr Roper*) - and, after debate -

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

The House divided.

AYES, 60

Mr Ashley	Mr John	Mr Paterson	Mr Spry
Mr Bildstien	Mr Kennett	Mr Perrin	Mr Steggall
Mr Brown	Mr Kilgour	Mr Perton	Mr Stockdale
Mr Clark	Mr Leigh	Mr Pescott	Mr Tanner
Mr Coleman	Mr Lupton	Mrs Peulich	Mrs Tehan
Mr Cooper	Mr McArthur	Mr Phillips	Mr Thompson
Mr Doyle	Mrs McGill	Mr Plowman	(<i>Sandringham</i>)
Mr Elder	Mr McGrath	(<i>Benambra</i>)	Mr Traynor
Mrs Elliott	(<i>Warrnambool</i>)	Mr Plowman	Mr Treasure
Mr Finn	Mr McGrath	(<i>Evelyn</i>)	Mr Turner
Mr Gude	(<i>Wimmera</i>)	Mr Reynolds	Mrs Wade
Mr Hayward	Mr McLellan	Mr Richardson	Mr Weideman
Mr Heffernan	(<i>Frankston East</i>)	Mr Rowe	Mr Wells
Mrs Henderson	Mr McNamara	Mr Ryan	
Mr Honeywood	Mr Maclellan	Mr Smith	
Mr Hyams	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	<i>Tellers</i>
Mr Jaspan	Mr Maughan	Mr Smith	Mr Davis
Mr Jenkins	Dr Napthine	(<i>Polwarth</i>)	Mr Dean

NOES, 26

Mr Andrianopoulos	Mr Haermeyer	Mr Sandon	Mrs Wilson
Mr Baker	Mr Hamilton	Mr Seitz	
Mr Batchelor	Ms Kirner	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Sheehan	
Mr Cole	Mr Loney	Mr Thomson	
Mr Cunningham	Ms Marple	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Mr Dollis	Mr Micallef	Mr Thwaites	Mr Mildenhall
Mrs Garbutt	Mr Roper	Dr Vaughan	Mr Pandazopoulos

And so it was resolved in the affirmative.

Original question - put and agreed to.

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

Limitation of Debate - The time allotted for the second reading stage of the Bill having expired -

Question - put.

The House divided.

AYES, 59

Mr Ashley	Mr Jasper	Mr Pescott	Mr Tanner
Mr Bildstien	Mr Jenkins	Mrs Peulich	Mrs Tehan
Mr Brown	Mr John	Mr Phillips	Mr Thompson
Mr Clark	Mr Kennett	Mr Plowman	(Sandringham)
Mr Coleman	Mr Kilgour	(Benambra)	Mr Traynor
Mr Cooper	Mr Leigh	Mr Plowman	Mr Treasure
Mr Davis	Mr Lupton	(Evelyn)	Mr Turner
Mr Dean	Mr McArthur	Mr Reynolds	Mrs Wade
Mr Doyle	Mr McGrath	Mr Richardson	Mr Weideman
Mr Elder	(Wimmera)	Mr Rowe	Mr Wells
Mrs Elliott	Mr McNamara	Mr Ryan	
Mr Finn	Mr Maclellan	Mr Smith	
Mr Gude	(Pakenham)	(Glen Waverley)	
Mr Hayward	Mr Maughan	Mr Smith	Tellers
Mr Heffernan	Dr Napthine	(Polwarth)	Mrs McGill
Mrs Henderson	Mr Paterson	Mr Spry	Mr McLellan
Mr Honeywood	Mr Perrin	Mr Steggall	(Frankston East)
Mr Hyams	Mr Perton	Mr Stockdale	

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Mildenhall	Mr Thomson
Mr Baker	Mr Hamilton	Mr Pandazopoulos	(Pascoe Vale)
Mr Batchelor	Mr Kennan	Mr Roper	Mr Thwaites
Dr Coghill	Ms Kirner	Mr Sandon	
Mr Cole	Mr Leighton	Mr Seitz	Tellers
Mr Cunningham	Mr Loney	Mr Sercombe	Dr Vaughan
Mr Dollis	Ms Marple	Mr Sheehan	Mrs Wilson
Mrs Garbutt	Mr Micallef		

And so it was resolved in the affirmative.

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

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

- 7 STATE OWNED ENTERPRISES BILL - *Declaration of Bill as Urgent - Limitation of debate* - Mr Stockdale declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.

Mr Speaker having ascertained that twenty members approved of the proposed motion being put -

Question - That the Bill be considered an urgent Bill - put.

The House divided.

AYES, 58

Mr Ashley	Mr John	Mr Perrin	Mr Spry
Mr Bildstien	Mr Kennett	Mr Perton	Mr Steggall
Mr Brown	Mr Kilgour	Mr Pescott	Mr Stockdale
Mr Coleman	Mr Leigh	Mrs Peulich	Mr Tanner
Mr Cooper	Mr Lupton	Mr Phillips	Mrs Tehan
Mr Davis	Mr McArthur	Mr Plowman	Mr Thompson
Mr Dean	Mrs McGill	(Benambra)	(Sandringham)
Mr Elder	Mr McGrath	Mr Plowman	Mr Traynor
Mrs Elliott	(Wimmera)	(Evelyn)	Mr Treasure
Mr Finn	Mr McLellan	Mr Reynolds	Mr Turner
Mr Gude	(Frankston East)	Mr Richardson	Mrs Wade
Mr Hayward	Mr McNamara	Mr Rowe	Mr Weideman
Mr Heffernan	Mr Maclellan	Mr Ryan	Mr Wells
Mrs Henderson	(Pakenham)	Mr Smith	Tellers
Mr Honeywood	Mr Maughan	(Glen Waverley)	Mr Doyle
Mr Jasper	Dr Napthine	Mr Smith	Mr Hyams
Mr Jenkins	Mr Paterson	(Polwarth)	

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Mildenhall	Mr Thomson
Mr Baker	Mr Hamilton	Mr Pandazopoulos	(Pascoe Vale)
Mr Batchelor	Mr Kennan	Mr Roper	Mr Thwaites
Dr Coghill	Ms Kirner	Mr Sandon	Tellers
Mr Cole	Mr Leighton	Mr Seitz	Dr Vaughan
Mr Cunningham	Mr Loney	Mr Sercombe	Mrs Wilson
Mr Dollis	Ms Marple	Mr Sheehan	
Mrs Garbutt	Mr Micallef		

And so it was resolved in the affirmative.

Motion made and question proposed - That the time allotted for the remaining stages of the Bill be until 6.20 p.m. this day (*Mr Stockdale*).

Amendment proposed - That the expression "6.20 p.m." be omitted with the view of inserting in place thereof "12 midnight" (*Mr Thomson, Pascoe Vale*) - and, after debate -

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

The House divided.

AYES, 58

Mr Ashley	Mr John	Mr Perton	Mr Stockdale
Mr Bildstien	Mr Kennett	Mr Pescott	Mr Tanner
Mr Brown	Mr Kilgour	Mrs Peulich	Mrs Tehan
Mr Coleman	Mr Leigh	Mr Phillips	Mr Thompson
Mr Cooper	Mr Lupton	Mr Plowman	(Sandringham)
Mr Davis	Mr McArthur	(Benambra)	Mr Traynor
Mr Dean	Mrs McGill	Mr Plowman	Mr Turner
Mr Doyle	Mr McGrath	(Evelyn)	Mr Wade
Mr Elder	(Wimmera)	Mr Reynolds	Mr Weideman
Mrs Elliott	Mr McLellan	Mr Richardson	Mr Wells
Mr Gude	(Frankston East)	Mr Rowe	
Mr Hayward	Mr McNamara	Mr Ryan	
Mr Heffernan	Mr Maclellan	Mr Smith	
Mrs Henderson	(Pakenham)	(Glen Waverley)	
Mr Honeywood	Mr Maughan	Mr Smith	Tellers
Mr Hyams	Dr Napthine	(Polwarth)	Mr Finn
Mr Jasper	Mr Paterson	Mr Spry	Mr Treasurer
Mr Jenkins	Mr Perrin	Mr Steggall	

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Pandazopoulos	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	Tellers
Mr Cunningham	Mr Loney	Mr Sheehan	Ms Marple
Mr Dollis	Mr Micallef	Mr Thomson	Mr Thwaites
Mrs Garbutt	Mr Mildenhall	(Pascoe Vale)	

And so it was resolved in the affirmative.

Original question - put and agreed to.

- 8 STATE OWNED ENTERPRISES BILL - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

Limitation of Debate - The time allotted for the remaining stages of the Bill having expired -

Question - put.

The House divided.

AYES, 56

Mr Ashley	Mr Jenkins	Mr Perton	Mr Stockdale
Mr Bildstien	Mr John	Mr Pescott	Mr Tanner
Mr Brown	Mr Kilgour	Mr Phillips	Mrs Tehan
Mr Clark	Mr Lupton	Mr Plowman	Mr Thompson
Mr Coleman	Mr McArthur	(<i>Benambra</i>)	(<i>Sandringham</i>)
Mr Cooper	Mrs McGill	Mr Plowman	Mr Traynor
Mr Davis	Mr McGrath	(<i>Evelyn</i>)	Mr Treasure
Mr Dean	(<i>Wimmera</i>)	Mr Reynolds	Mr Turner
Mr Doyle	Mr McLellan	Mr Richardson	Mrs Wade
Mr Elder	(<i>Frankston East</i>)	Mr Rowe	Mr Weideman
Mrs Elliott	Mr McNamara	Mr Ryan	Mr Wells
Mr Finn	Mr Maclellan	Mr Smith	
Mr Gude	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	
Mr Heffernan	Mr Maughan	Mr Smith	
Mrs Henderson	Dr Naphthine	(<i>Polwarth</i>)	<i>Tellers</i>
Mr Hyams	Mr Paterson	Mr Spry	Mr Leigh
Mr Jasper	Mr Perrin	Mr Steggall	Mrs Peulich

NOES, 27

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Baker	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Ms Marple	Mr Sheehan	
Mr Cunningham	Mr Micallaf	Mr Thomson	<i>Tellers</i>
Mr Dollis	Mr Mildenhall	(<i>Pascoe Vale</i>)	Mr Haermeyer
Mrs Garbutt	Mr Pandazopoulos	Mr Thwaites	Mr Loney

And so it was resolved in the affirmative.

Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

Motion made and question - That the Bill be committed, that the Bill be now committed and that Mr Speaker do now leave the chair (*Mr Stockdale*) - put.

The House divided.

AYES, 55

Mr Ashley	Mr Kennett	Mr Pescott	Mr Tanner
Mr Bildstien	Mr Kilgour	Mrs Peulich	Mrs Tehan
Mr Brown	Mr Leigh	Mr Phillips	Mr Thompson
Mr Clark	Mr Lupton	Mr Plowman	(<i>Sandringham</i>)
Mr Coleman	Mr McArthur	(<i>Benambra</i>)	Mr Traynor
Mr Cooper	Mrs McGill	Mr Plowman	Mr Treasure
Mr Davis	Mr McGrath	(<i>Evelyn</i>)	Mr Turner
Mr Dean	(<i>Wimmera</i>)	Mr Reynolds	Mrs Wade
Mr Elder	Mr McLellan	Mr Richardson	Mr Weideman
Mrs Elliott	(<i>Frankston East</i>)	Mr Rowe	Mr Wells
Mr Finn	Mr McNamara	Mr Ryan	
Mr Heffernan	Mr Maclellan	Mr Smith	
Mrs Henderson	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	
Mr Hyams	Mr Maughan	Mr Smith	
Mr Jasper	Dr Naphthine	(<i>Polwarth</i>)	<i>Tellers</i>
Mr Jenkins	Mr Perrin	Mr Spry	Mr Doyle
Mr John	Mr Perton	Mr Steggall	Mr Paterson

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Ms Kirner	Mr Sercombe	
Mr Cole	Mr Leighton	Mr Sheehan	
Mr Cunningham	Mr Loney	Mr Thomson	<i>Tellers</i>
Mr Dollis	Ms Marple	(<i>Pascoe Vale</i>)	Mr Mildenhall
Mrs Garbutt	Mr Micallef	Mr Thwaites	Mr Pandazopoulos

And so it was resolved in the affirmative.

Bill committed; considered in Committee and reported without amendment.

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

The House divided.

AYES, 56

Mr Ashley	Mr Kennett	Mr Perton	Mr Steggall
Mr Bildstien	Mr Kilgour	Mr Pescott	Mr Stockdale
Mr Brown	Mr Leigh	Mrs Peulich	Mr Tanner
Mr Clark	Mr Lupton	Mr Phillips	Mrs Tehan
Mr Coleman	Mr McArthur	Mr Plowman	Mr Thompson
Mr Cooper	Mrs McGill	(<i>Benambra</i>)	(<i>Sandringham</i>)
Mr Davis	Mr McGrath	Mr Plowman	Mr Treasure
Mr Dean	(<i>Wimmera</i>)	(<i>Evelyn</i>)	Mr Turner
Mr Doyle	Mr McLellan	Mr Reynolds	Mrs Wade
Mr Elder	(<i>Frankston East</i>)	Mr Richardson	Mr Weideman
Mrs Elliott	Mr McNamara	Mr Rowe	Mr Wells
Mr Finn	Mr Maclellan	Mr Ryan	
Mr Heffernan	(<i>Pakenham</i>)	Mr Smith	
Mr Hyams	Mr Maughan	(<i>Glen Waverley</i>)	
Mr Jasper	Dr Napthine	Mr Smith	<i>Tellers</i>
Mr Jenkins	Mr Paterson	(<i>Polwarth</i>)	Mrs Henderson
Mr John	Mr Perrin	Mr Spry	Mr Traynor

NOES, 27

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Baker	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Ms Marple	Mr Sheehan	
Mr Dollis	Mr Micallef	Mr Thomson	<i>Tellers</i>
Mrs Garbutt	Mr Mildenhall	(<i>Pascoe Vale</i>)	Mr Cunningham
Mr Haermeyer	Mr Pandazopoulos	Mr Thwaites	Mr Loney

And so it was resolved in the affirmative.

Bill read a third time with the concurrence of an absolute majority of the whole number of Members of the Legislative Assembly.

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

- 9 MESSAGE FROM THE LEGISLATIVE COUNCIL - Agreeing to the Public Sector Management Bill without amendment.

- 10 **STATE DEFICIT LEVY BILL - Declaration of Bill as Urgent - Limitation of debate -**
Mr Maclellan (*Pakenham*) declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.

Mr Speaker having ascertained that twenty members approved of the proposed motion being put -

Question - That the Bill be considered an urgent Bill - put.

The House divided.

AYES, 58

Mr Ashley	Mr John	Mr Paterson	Mr Tanner
Mr Bildstien	Mr Kennett	Mr Perrin	Mrs Tehan
Mr Brown	Mr Kilgour	Mr Perton	Mr Thompson
Mr Clark	Mr Leigh	Mr Pescott	(<i>Sandringham</i>)
Mr Coleman	Mr Lupton	Mrs Peulich	Mr Traynor
Mr Cooper	Mr McArthur	Mr Phillips	Mr Treasure
Mr Davis	Mrs McGill	Mr Plowman	Mr Turner
Mr Dean	Mr McGrath	(<i>Evelyn</i>)	Mrs Wade
Mr Doyle	(<i>Warrnambool</i>)	Mr Reynolds	Mr Weideman
Mr Elder	Mr McGrath	Mr Richardson	Mr Wells
Mrs Elliott	(<i>Wimmera</i>)	Mr Ryan	
Mr Finn	Mr McLellan	Mr Smith	
Mr Gude	(<i>Frankston East</i>)	(<i>Glen Waverley</i>)	
Mr Heffernan	Mr McNamara	Mr Smith	
Mrs Henderson	Mr Maclellan	(<i>Polwarth</i>)	<i>Tellers</i>
Mr Hyams	(<i>Pakenham</i>)	Mr Spry	Mr Plowman
Mr Jasper	Mr Maughan	Mr Steggall	(<i>Benambra</i>)
Mr Jenkins	Dr Napthine	Mr Stockdale	Mr Rowe

NOES, 25

Mr Andrianopoulos	Mr Hamilton	Mr Roper	
Mr Baker	Mr Kennan	Mr Sandon	
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Thomson	
Mr Cunningham	Mr Micallef	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Mrs Garbutt	Mr Mildenhall	Dr Vaughan	Ms Marple
Mr Haermeyer	Mr Pandazopoulos	Mrs Wilson	Mr Thwaites

And so it was resolved in the affirmative.

Motion made and question - That the time allotted in connection with the Bill be as follows:

- (a) For the second reading stage of the Bill until 9.00 p.m. this day; and
- (b) For the remaining stages of the Bill until 12.15 a.m. tomorrow.

(*Mr Maclellan, Pakenham*) - after debate - put.

The House divided.

AYES, 59

Mr Ashley	Mr Kennett	Mr Perrin	Mr Steggall
Mr Bildstien	Mr Kilgour	Mr Perton	Mr Stockdale
Mr Brown	Mr Leigh	Mr Pescott	Mr Tanner
Mr Clark	Mr Lupton	Mrs Peulich	Mrs Tehan
Mr Coleman	Mr McArthur	Mr Phillips	Mr Thompson
Mr Cooper	Mrs McGill	Mr Plowman	(Sandringham)
Mr Davis	Mr McGrath	(Benambra)	Mr Traynor
Mr Dean	(Warrnambool)	Mr Plowman	Mr Treasure
Mr Elder	Mr McGrath	(Evelyn)	Mr Turner
Mrs Elliott	(Wimmera)	Mr Reynolds	Mrs Wade
Mr Finn	Mr McLellan	Mr Richardson	Mr Weideman
Mr Gude	(Frankston East)	Mr Rowe	Mr Wells
Mr Heffernan	Mr McNamara	Mr Ryan	
Mrs Henderson	Mr Maclellan	Mr Smith	
Mr Honeywood	(Pakenham)	(Glen Waverley)	
Mr Jasper	Mr Maughan	Mr Smith	Tellers
Mr Jenkins	Dr Napthine	(Polwarth)	Mr Doyle
Mr John	Mr Paterson	Mr Spry	Mr Hyams

NOES, 26

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Mrs Wilson
Mr Baker	Mr Hamilton	Mr Seitz	
Mr Batchelor	Mr Kennan	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Sheehan	
Mr Cole	Ms Marple	Mr Thomson	
Mr Cunningham	Mr Micallef	(Pascoe Vale)	Tellers
Mr Dollis	Mr Mildenhall	Mr Thwaites	Mr Loney
Mrs Garbutt	Mr Pandazopoulos	Dr Vaughan	Mr Sandon

And so it was resolved in the affirmative.

- 11 STATE DEFICIT LEVY BILL - Order read for resuming debate on question - That this Bill be now read a second time.

Limitation of Debate - The time allotted for the second reading stage of the Bill having expired -

Question - put.

The House divided.

AYES, 59

Mr Ashley	Mr Kennett	Mr Perrin	Mr Steggall
Mr Bildstien	Mr Kilgour	Mr Perton	Mr Stockdale
Mr Brown	Mr Leigh	Mr Pescott	Mr Tanner
Mr Clark	Mr Lupton	Mrs Peulich	Mrs Tehan
Mr Coleman	Mr McArthur	Mr Phillips	Mr Thompson
Mr Cooper	Mrs McGill	Mr Plowman	(Sandringham)
Mr Doyle	Mr McGrath	(Benambra)	Mr Traynor
Mr Elder	(Warrnambool)	Mr Plowman	Mr Treasure
Mrs Elliott	Mr McGrath	(Evelyn)	Mr Turner
Mr Finn	(Wimmera)	Mr Reynolds	Mrs Wade
Mr Gude	Mr McLellan	Mr Richardson	Mr Weideman
Mr Heffernan	(Frankston East)	Mr Rowe	Mr Wells
Mrs Henderson	Mr McNamara	Mr Ryan	
Mr Honeywood	Mr Maclellan	Mr Smith	
Mr Hyams	(Pakenham)	(Glen Waverley)	
Mr Jasper	Mr Maughan	Mr Smith	Tellers
Mr Jenkins	Dr Napthine	(Polwarth)	Mr Davis
Mr John	Mr Paterson	Mr Spry	Mr Dean

NOES, 26

Mr Andrianopoulos	Mr Haermeyer	Mr Sandon	Mrs Wilson
Mr Baker	Mr Hamilton	Mr Seitz	
Mr Batchelor	Mr Kennan	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Sheehan	
Mr Cole	Mr Loney	Mr Thomson	
Mr Cunningham	Ms Marple	(Pascoe Vale)	Tellers
Mr Dollis	Mr Micallef	Mr Thwaites	Mr Mildenhall
Mrs Garbutt	Mr Roper	Dr Vaughan	Mr Pandazopoulos

And so it was resolved in the affirmative.

Motion made and question - That the Bill be committed (*Mr Maclellan, Pakenham*) - put.

The House divided.

AYES, 57

Mr Ashley	Mr Kilgour	Mr Perrin	Mr Spry
Mr Bildstien	Mr Leigh	Mr Perton	Mr Steggall
Mr Brown	Mr Lupton	Mr Pescott	Mr Stockdale
Mr Clark	Mr McArthur	Mrs Peulich	Mr Tanner
Mr Coleman	Mrs McGill	Mr Phillips	Mrs Tehan
Mr Cooper	Mr McGrath	Mr Plowman	Mr Thompson
Mr Doyle	(Warrnambool)	(Benambra)	(Sandringham)
Mr Elder	Mr McGrath	Mr Plowman	Mr Traynor
Mrs Elliott	(Wimmera)	(Evelyn)	Mr Treasure
Mr Finn	Mr McLellan	Mr Reynolds	Mr Turner
Mr Heffernan	(Frankston East)	Mr Richardson	Mrs Wade
Mrs Henderson	Mr McNamara	Mr Rowe	Mr Weideman
Mr Honeywood	Mr Maclellan	Mr Ryan	Mr Wells
Mr Hyams	(Pakenham)	Mr Smith	
Mr Jasper	Mr Maughan	(Glen Waverley)	Tellers
Mr Jenkins	Dr Napthine	Mr Smith	Mr Davis
Mr John	Mr Paterson	(Polwarth)	Mr Dean

NOES, 26

Mr Andrianopoulos	Mr Haermeyer	Mr Sandon	Mrs Wilson
Mr Baker	Mr Hamilton	Mr Seitz	
Mr Batchelor	Mr Kennan	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Sheehan	
Mr Cole	Mr Loney	Mr Thomson	
Mr Cunningham	Ms Marple	(Pascoe Vale)	<i>Tellers</i>
Mr Dollis	Mr Micallef	Mr Thwaites	Mr Mildenhall
Mrs Garbutt	Mr Roper	Dr Vaughan	Mr Pandazopoulos

And so it was resolved in the affirmative.

Motion made and question - That the Bill be now committed (*Mr Maclellan, Pakenham*) - put.

The House divided.

AYES, 57

Mr Ashley	Mr Leigh	Mr Pescott	Mr Tanner
Mr Bildstien	Mr Lupton	Mrs Peulich	Mrs Tehan
Mr Brown	Mr McArthur	Mr Phillips	Mr Thompson
Mr Clark	Mrs McGill	Mr Plowman	(Sandringham)
Mr Coleman	Mr McGrath	(Benambra)	Mr Traynor
Mr Coyle	(Warrnambool)	Mr Plowman	Mr Treasure
Mr Doyle	Mr McGrath	(Evelyn)	Mr Turner
Mr Elder	(Wimmera)	Mr Reynolds	Mrs Wade
Mrs Elliott	Mr McLellan	Mr Richardson	Mr Weideman
Mr Finn	(Frankston East)	Mr Rowe	Mr Wells
Mr Heffernan	Mr McNamara	Mr Ryan	
Mrs Henderson	Mr Maclellan	Mr Smith	
Mr Honeywood	(Pakenham)	(Glen Waverley)	
Mr Hyams	Mr Maughan	Mr Smith	
Mr Jasper	Dr Napthine	(Polwarth)	
Mr Jenkins	Mr Paterson	Mr Spry	<i>Tellers</i>
Mr John	Mr Perrin	Mr Steggall	Mr Davis
Mr Kilgour	Mr Perton	Mr Stockdale	Mr Dean

NOES, 26

Mr Andrianopoulos	Mr Haermeyer	Mr Sandon	Mrs Wilson
Mr Baker	Mr Hamilton	Mr Seitz	
Mr Batchelor	Mr Kennan	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Sheehan	
Mr Cole	Mr Loney	Mr Thomson	
Mr Cunningham	Ms Marple	(Pascoe Vale)	<i>Tellers</i>
Mr Dollis	Mr Micallef	Mr Thwaites	Mr Mildenhall
Mrs Garbutt	Mr Roper	Dr Vaughan	Mr Pandazopoulos

And so it was resolved in the affirmative.

Motion made and question - That Mr Speaker do now leave the Chair (*Mr Maclellan, Pakenham*) - put.

The House divided.

AYES, 57

Mr Ashley	Mr Kilgour	Mr Perrin	Mr Spry
Mr Bildstien	Mr Leigh	Mr Perton	Mr Steggall
Mr Brown	Mr Lupton	Mr Pescott	Mr Stockdale
Mr Clark	Mr McArthur	Mrs Peulich	Mr Tanner
Mr Coleman	Mrs McGill	Mr Phillips	Mrs Tehan
Mr Cooper	Mr McGrath	Mr Plowman	Mr Thompson
Mr Doyle	(Warrnambool)	(Benambra)	(Sandringham)
Mr Elder	Mr McGrath	Mr Plowman	Mr Traynor
Mrs Elliott	(Wimmera)	(Evelyn)	Mr Treasure
Mr Finn	Mr McLellan	Mr Reynolds	Mr Turner
Mr Heffernan	(Frankston East)	Mr Richardson	Mrs Wade
Mrs Henderson	Mr McNamara	Mr Rowe	Mr Weideman
Mr Honeywood	Mr Maclellan	Mr Ryan	Mr Wells
Mr Hyams	(Pakenham)	Mr Smith	
Mr Jasper	Mr Maughan	(Glen Waverley)	Tellers
Mr Jenkins	Dr Naphthine	Mr Smith	Mr Davis
Mr John	Mr Paterson	(Polwarth)	Mr Dean

NOES, 26

Mr Andrianopoulos	Mr Haermeyer	Mr Sandon	Mrs Wilson
Mr Baker	Mr Hamilton	Mr Seitz	
Mr Batchelor	Mr Kennan	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Sheehan	
Mr Cole	Mr Loney	Mr Thomson	
Mr Cunningham	Ms Marple	(Pascoe Vale)	Tellers
Mr Dollis	Mr Micallef	Mr Thwaites	Mr Mildenhall
Mrs Garbutt	Mr Roper	Dr Vaughan	Mr Pandazopoulos

And so it was resolved in the affirmative.

Bill considered in Committee.

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

SATURDAY, 14 NOVEMBER 1992

Bill reported with amendments; as amended, considered and amendments agreed to.

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

The House divided.

AYES, 56

Mr Bildstien	Mr John	Mr Pescott	Mr Stockdale
Mr Brown	Mr Kilgour	Mrs Peulich	Mr Tanner
Mr Clark	Mr Leigh	Mr Phillips	Mrs Tehan
Mr Coleman	Mr Lupton	Mr Plowman	Mr Thompson
Mr Cooper	Mr McArthur	(Benambra)	(Sandringham)
Mr Davis	Mr McGrath	Mr Plowman	Mr Traynor
Mr Dean	(Warrnambool)	(Evelyn)	Mr Treasure
Mr Doyle	Mr McGrath	Mr Reynolds	Mr Turner
Mr Elder	(Wimmera)	Mr Richardson	Mrs Wade
Mrs Elliott	Mr McNamara	Mr Rowe	Mr Weideman
Mr Finn	Mr Maclellan	Mr Ryan	Mr Wells
Mr Heffernan	(Pakenham)	Mr Smith	
Mrs Henderson	Mr Maughan	(Glen Waverley)	
Mr Honeywood	Dr Napthine	Mr Smith	Tellers
Mr Hyams	Mr Paterson	(Polwarth)	Mrs McGill
Mr Jasper	Mr Perrin	Mr Spry	Mr McLellan
Mr Jenkins	Mr Perton	Mr Steggall	(Frankston East)

NOES, 26

Mr Andrianopoulos	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Baker	Mr Leighton	Mr Seitz	
Mr Batchelor	Mr Loney	Mr Sercombe	
Dr Coghill	Ms Marple	Mr Sheehan	
Mr Cole	Mr Micallef	Mr Thomson	
Mr Cunningham	Mr Mildenhall	(Pascoe Vale)	Tellers
Mrs Garbutt	Mr Pandazopoulos	Mr Thwaites	Mr Dollis
Mr Hamilton	Mr Roper	Dr Vaughan	Mr Haermeyer

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

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

- 12 SUPERANNUATION (PUBLIC SECTOR) BILL - *Declaration of Bill as Urgent - Limitation of debate* - Mr Smith (Polwarth) declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.

Mr Speaker having ascertained that twenty members approved of the proposed motion being put -

Question - That the Bill be considered an urgent Bill - put.

The House divided.

AYES, 57

Mr Bildstien	Mr Kilgour	Mr Perrin	Mr Spry
Mr Brown	Mr Leigh	Mr Perton	Mr Steggall
Mr Clark	Mr Lupton	Mr Pescott	Mr Stockdale
Mr Coleman	Mr McArthur	Mrs Peulich	Mr Tanner
Mr Cooper	Mrs McGill	Mr Phillips	Mrs Tehan
Mr Davis	Mr McGrath	Mr Plowman	Mr Thompson
Mr Dean	(Warrnambool)	(Benambra)	(Sandringham)
Mr Elder	Mr McGrath	Mr Plowman	Mr Traynor
Mrs Elliott	(Wimmera)	(Evelyn)	Mr Treasure
Mr Finn	Mr McLellan	Mr Reynolds	Mr Turner
Mr Heffernan	(Frankston East)	Mr Richardson	Mrs Wade
Mrs Henderson	Mr McNamara	Mr Rowe	Mr Weideman
Mr Honeywood	Mr Maclellan	Mr Ryan	Mr Wells
Mr Jasper	(Pakenham)	Mr Smith	
Mr Jenkins	Mr Maughan	(Glen Waverley)	<i>Tellers</i>
Mr John	Dr Napthine	Mr Smith	Mr Doyle
Mr Kennett	Mr Paterson	(Polwarth)	Mr Hyams

NOES, 25

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	
Mr Baker	Mr Hamilton	Mr Seitz	
Mr Batchelor	Mr Kennan	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Sheehan	
Mr Cole	Ms Marple	Mr Thomson	
Mr Cunningham	Mr Micallef	(Pascoe Vale)	<i>Tellers</i>
Mr Dollis	Mr Mildenhall	Mr Thwaites	Mr Loney
Mrs Garbutt	Mr Pandazopoulos	Dr Vaughan	Mr Sandon

And so it was resolved in the affirmative.

Motion made and question proposed - That the time allotted for the remaining stages of the Bill be until 2.31 a.m. this day (*Mr Smith, Polwarth*) - and, after debate -

Amendment proposed - That the expression "2.31 a.m." be omitted with the view of inserting in place thereof the expression "3.30 a.m." (*Mr Roper*).

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

The House divided.

AYES, 57

Mr Bildstien	Mr John	Mr Perrin	Mr Spry
Mr Brown	Mr Kennett	Mr Perton	Mr Steggall
Mr Clark	Mr Kilgour	Mr Pescott	Mr Stockdale
Mr Coleman	Mr Leigh	Mrs Peulich	Mr Tanner
Mr Cooper	Mrs McGill	Mr Phillips	Mrs Tehan
Mr Davis	Mr McGrath	Mr Plowman	Mr Thompson
Mr Dean	(Warrnambool)	(Benambra)	(Sandringham)
Mr Doyle	Mr McGrath	Mr Plowman	Mr Traynor
Mr Elder	(Wimmera)	(Evelyn)	Mr Treasure
Mrs Elliott	Mr McLellan	Mr Reynolds	Mr Turner
Mr Finn	(Frankston East)	Mr Richardson	Mrs Wade
Mr Heffernan	Mr McNamara	Mr Rowe	Mr Weideman
Mrs Henderson	Mr Maclellan	Mr Ryan	Mr Wells
Mr Honeywood	(Pakenham)	Mr Smith	
Mr Hyams	Mr Maughan	(Glen Waverley)	Tellers
Mr Jasper	Dr Napthine	Mr Smith	Mr Lupton
Mr Jenkins	Mr Paterson	(Polwarth)	Mr McArthur

NOES, 26

Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Mr Leighton	Mr Seitz	
Mr Cole	Mr Loney	Mr Sercombe	
Mr Cunningham	Ms Marple	Mr Sheehan	
Mr Dollis	Mr Micallef	Mr Thomson	Tellers
Mrs Garbutt	Mr Mildenhall	(Pascoe Vale)	Mr Andrianopoulos
Mr Haermeyer	Mr Pandazopoulos	Dr Vaughan	Mr Thwaites

And so it was resolved in the affirmative.

Original question - put and agreed to.

- 13 SUPERANNUATION (PUBLIC SECTOR) BILL - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.

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

- 14 PAPERS -

Mrs Wade presented, by Command of His Excellency, the Governor:

Final Report of the Royal Commission into the Tricontinental Group of Companies, 31 August 1992, Vols. 1, 2 and 3.

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 Control Act 1981 - Building Code of Australia, 1990, Reprinted August 1991, together with Amendment No. 4

Environment Protection Authority - Report for the year 1991-92

Freedom of Information Act 1982 - Report of the Attorney-General on the operation of the Act for the year 1991-92

- Legal Aid Commission - Report for the year 1991-92
- Local Authorities Superannuation Scheme - Report on Actuarial Investigation for three years ended 30 June 1992
- Manufacturing and Industry Development Department - Report for the year 1991-92
- Mental Health Review Board and Psychosurgery Board - Report for the year 1991-92
- Occupational Health and Safety Authority - Report for the year 1991-92
- Planning and Environment Act 1987 - Notice of approval of amendment to the Mordialloc Planning Scheme - No. L6
- State Insurance Office - Report on the transaction to sell substantial parts of the State Insurance Office to GIO Australia Ltd., together with a statement of the Treasurer relating to the application of the proceeds of the transaction
- Victorian Health Promotion Foundation - Report for the year 1991-92
- Victorian Nursing Council - Report for the year 1991-92
- Water Act 1989 - Communication from the Minister for Natural Resources granting an extension of time to report until 31 December 1992 of the five former authorities of the recently created Macedon Region Water Authority.

- 15 **RESPONSE TO THE AUDITOR-GENERAL'S REPORT ON MINISTERIAL PORTFOLIOS** - Motion made, by leave, and question - That there be presented to this House a copy of the Report in Response to the Auditor-General's Report on Ministerial Portfolios of May 1992 (*Mr Smith, Polwarth*) - put and agreed to.
- 16 **PAPER** - Mr Smith (*Polwarth*) presented:
 Report in Response to the Auditor-General's Report on Ministerial Portfolios of May 1992 - Return to the foregoing Order.
 Ordered to lie on the Table.
- 17 **FLEXIBLE TARIFF MANAGEMENT UNIT TRUST** - Motion made, by leave, and question - That there be presented to this House a copy of the Financial Statements of the Flexible Tariff Management Unit Trust for the year 1991-92 (*Mr Smith, Polwarth*) - put and agreed to.
- 18 **PAPER** - Mr Smith (*Polwarth*) presented:
 Flexible Tariff Management Unit Trust - Financial Statements for the year 1991-92 - Return to the foregoing Order.
 Ordered to lie on the Table.
- 19 **TRANSPORT (AMENDMENT) BILL** - *Declaration of Bill as Urgent - Limitation of debate* - Mr Brown declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.
 Mr Speaker having ascertained that twenty members approved of the proposed motion being put -
 Question - That the Bill be considered an urgent Bill - put.

The House divided.

AYES, 58

Mr Bildstien	Mr John	Mr Pescott	Mr Tanner
Mr Brown	Mr Kennett	Mrs Peulich	Mrs Tehan
Mr Clark	Mr Kilgour	Mr Phillips	Mr Thompson
Mr Coleman	Mr Leigh	Mr Plowman	(Sandringham)
Mr Cooper	Mr Lupton	(Benambra)	Mr Traynor
Mr Davis	Mr McArthur	Mr Plowman	Mr Treasure
Mr Dean	Mr McGrath	(Evelyn)	Mr Turner
Mr Doyle	(Warrnambool)	Mr Reynolds	Mrs Wade
Mr Elder	Mr McGrath	Mr Richardson	Mr Weideman
Mrs Elliott	(Wimmera)	Mr Rowe	Mr Wells
Mr Finn	Mr McNamara	Mr Ryan	
Mr Gude	Mr Maclellan	Mr Smith	
Mr Heffernan	(Pakenham)	(Glen Waverley)	
Mrs Henderson	Mr Maughan	Mr Smith	Tellers
Mr Honeywood	Dr Napthine	(Polwarth)	Mrs McGill
Mr Hyams	Mr Paterson	Mr Spry	Mr McLellan
Mr Jasper	Mr Perrin	Mr Steggall	(Frankston East)
Mr Jenkins	Mr Perton	Mr Stockdale	

NOES, 26

Mr Andrianopoulos	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Baker	Mr Leighton	Mr Seitz	
Mr Batchelor	Mr Loney	Mr Sercombe	
Dr Coghill	Ms Marple	Mr Sheehan	
Mr Cole	Mr Micallef	Mr Thomson	
Mr Cunningham	Mr Mildenhall	(Pascoe Vale)	Tellers
Mrs Garbutt	Mr Pandazopoulos	Mr Thwaites	Mr Dollis
Mr Hamilton	Mr Roper	Dr Vaughan	Mr Haermeyer

And so it was resolved in the affirmative.

Motion made and question - That the time allotted for the remaining stages of the Bill be until 3.41 a.m. this day (Mr Brown) - after debate, put.

The House divided.

AYES, 56

Mr Bildstien	Mr Kennett	Mr Pescott	Mr Stockdale
Mr Brown	Mr Kilgour	Mrs Peulich	Mr Tanner
Mr Coleman	Mr Leigh	Mr Phillips	Mrs Tehan
Mr Cooper	Mr Lupton	Mr Plowman	Mr Thompson
Mr Davis	Mr McArthur	(Benambra)	(Sandringham)
Mr Dean	Mrs McGill	Mr Plowman	Mr Traynor
Mr Doyle	Mr McGrath	(Evelyn)	Mr Treasure
Mr Elder	(Wimmera)	Mr Reynolds	Mr Turner
Mrs Elliott	Mr McLellan	Mr Richardson	Mrs Wade
Mr Gude	(Frankston East)	Mr Rowe	Mr Weideman
Mr Heffernan	Mr McNamara	Mr Ryan	Mr Wells
Mrs Henderson	Mr Maclellan	Mr Smith	
Mr Honeywood	(Pakenham)	(Glen Waverley)	
Mr Hyams	Mr Maughan	Mr Smith	Tellers
Mr Jasper	Dr Napthine	(Polwarth)	Mr Finn
Mr Jenkins	Mr Perrin	Mr Spry	Mr Paterson
Mr John	Mr Perton	Mr Steggall	

NOES, 25

Mr Andrianopoulos	Mr Hamilton	Mr Sandon	
Mr Baker	Mr Kennan	Mr Seitz	
Mr Batchelor	Mr Leighton	Mr Sercombe	
Dr Coghill	Mr Loney	Mr Sheehan	
Mr Cole	Ms Marple	Mr Thomson	
Mr Dollis	Mr Micallef	(Pascoe Vale)	<i>Tellers</i>
Mrs Garbutt	Mr Pandazopoulos	Mr Thwaites	Mr Cunningham
Mr Haermeyer	Mr Roper	Mrs Wilson	Dr Vaughan

And so it was resolved in the affirmative.

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

Amendment proposed - That all the words after "That" be omitted with the view of inserting in place thereof the words "this Bill be withdrawn and redrafted so as to provide a management structure that incorporates a consultative process that includes consumers and employees." (*Mr Batchelor*).

Limitation of Debate - The time allotted for the remaining stages of the Bill having expired -

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

The House divided.

AYES, 58

Mr Bildstien	Mr John	Mr Perton	Mr Stockdale
Mr Brown	Mr Kennett	Mr Pescott	Mr Tanner
Mr Clark	Mr Kilgour	Mrs Peulich	Mrs Tehan
Mr Coleman	Mr Leigh	Mr Phillips	Mr Thompson
Mr Cooper	Mrs McGill	Mr Plowman	(Sandringham)
Mr Davis	Mr McGrath	(Benambra)	Mr Traynor
Mr Dean	(Warrnambool)	Mr Plowman	Mr Treasure
Mr Doyle	Mr McGrath	(Evelyn)	Mr Turner
Mr Elder	(Wimmera)	Mr Reynolds	Mrs Wade
Mrs Elliott	Mr McLellan	Mr Richardson	Mr Weideman
Mr Finn	(Frankston East)	Mr Rowe	Mr Wells
Mr Gude	Mr McNamara	Mr Ryan	
Mr Heffernan	Mr Maclellan	Mr Smith	
Mrs Henderson	(Pakenham)	(Glen Waverley)	
Mr Honeywood	Mr Maughan	Mr Smith	
Mr Hyams	Dr Napthine	(Polwarth)	<i>Tellers</i>
Mr Jasper	Mr Paterson	Mr Spry	Mr Lupton
Mr Jenkins	Mr Perrin	Mr Steggall	Mr McArthur

NOES, 26

Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Mr Leighton	Mr Seitz	
Mr Cole	Mr Loney	Mr Sercombe	
Mr Cunningham	Ms Marple	Mr Sheehan	
Mr Dollis	Mr Micallef	Mr Thomson	<i>Tellers</i>
Mrs Garbutt	Mr Mildenhall	(Pascoe Vale)	Mr Andrianopoulos
Mr Haermeyer	Mr Pandazopoulos	Dr Vaughan	Mr Thwaites

And so it was resolved in the affirmative.

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

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

- 21 **STATE BOARD OF EDUCATION (REPEAL) BILL** - *Declaration of Bill as Urgent - Limitation of debate* - Mr Maclellan (*Pakenham*) declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.

Mr Speaker having ascertained that twenty members approved of the proposed motion being put -

Question - That the Bill be considered an urgent Bill - put.

The House divided.

AYES, 58

Mr Bildstien	Mr Kilgour	Mr Perton	Mr Stockdale
Mr Brown	Mr Leigh	Mr Pescott	Mr Tanner
Mr Clark	Mr Lupton	Mrs Peulich	Mrs Tehan
Mr Coleman	Mr McArthur	Mr Phillips	Mr Thompson
Mr Cooper	Mrs McGill	Mr Plowman	(<i>Sandringham</i>)
Mr Davis	Mr McGrath	(<i>Benambra</i>)	Mr Traynor
Mr Dean	(<i>Warrnambool</i>)	Mr Plowman	Mr Treasure
Mr Elder	Mr McGrath	(<i>Evelyn</i>)	Mr Turner
Mrs Elliott	(<i>Wimmera</i>)	Mr Reynolds	Mrs Wade
Mr Finn	Mr McLellan	Mr Richardson	Mr Weideman
Mr Gude	(<i>Frankston East</i>)	Mr Rowe	Mr Wells
Mr Heffernan	Mr McNamara	Mr Ryan	
Mrs Henderson	Mr Maclellan	Mr Smith	
Mr Honeywood	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	
Mr Jasper	Mr Maughan	Mr Smith	<i>Tellers</i>
Mr Jenkins	Dr Naphthine	(<i>Polwarth</i>)	Mr Doyle
Mr John	Mr Paterson	Mr Spry	Mr Hyams
Mr Kennett	Mr Perrin	Mr Steggall	

NOES, 26

Mr Andrianopoulos	Mr Haermeyer	Mr Pandazopoulos	Mr Thwaites
Mr Baker	Mr Hamilton	Mr Roper	
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Mr Leighton	Mr Seitz	
Mr Cole	Mr Loney	Mr Sercombe	
Mr Cunningham	Ms Marple	Mr Sheehan	<i>Tellers</i>
Mr Dollis	Mr Micallef	Mr Thomson	Dr Vaughan
Mrs Garbutt	Mr Mildenhall	(<i>Pascoe Vale</i>)	Mrs Wilson

And so it was resolved in the affirmative.

Motion made and question - That the time allotted for the remaining stages of the Bill be until 5.25 a.m. this day (*Mr Maclellan, Pakenham*) - put, after debate, and agreed to.

- 22 **STATE BOARD OF EDUCATION (REPEAL) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.

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

- 23 **PUBLIC SECTOR (UNION FEES) BILL - Declaration of Bill as Urgent - Limitation of debate** - Mr Kennett declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.

Mr Speaker having ascertained that twenty members approved of the proposed motion being put -

Question - That the Bill be considered an urgent Bill - put.

The House divided.

AYES, 57

Mr Bildstien	Mr Kennett	Mr Paterson	Mr Spry
Mr Brown	Mr Kilgour	Mr Perrin	Mr Steggall
Mr Clark	Mr Leigh	Mr Pescott	Mr Stockdale
Mr Coleman	Mr Lupton	Mrs Peulich	Mr Tanner
Mr Cooper	Mr McArthur	Mr Phillips	Mrs Tehan
Mr Dean	Mrs McGill	Mr Plowman	Mr Thompson
Mr Doyle	Mr McGrath	(Benambra)	(Sandringham)
Mr Elder	(Warrnambool)	Mr Plowman	Mr Traynor
Mrs Elliott	Mr McGrath	(Evelyn)	Mr Treasure
Mr Finn	(Wimmera)	Mr Reynolds	Mr Turner
Mr Gude	Mr McLellan	Mr Richardson	Mrs Wade
Mr Heffernan	(Frankston East)	Mr Rowe	Mr Weideman
Mrs Henderson	Mr McNamara	Mr Ryan	Mr Wells
Mr Honeywood	Mr Maclellan	Mr Smith	
Mr Jasper	(Pakenham)	(Glen Waverley)	Tellers
Mr Jenkins	Mr Maughan	Mr Smith	Mr Davis
Mr John	Dr Napthine	(Polwarth)	Mr Hyams

NOES, 26

Mr Andrianopoulos	Mr Haermeyer	Mr Sandon	Mrs Wilson
Mr Baker	Mr Hamilton	Mr Seitz	
Mr Batchelor	Mr Kennan	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Sheehan	
Mr Cole	Ms Marple	Mr Thomson	
Mr Cunningham	Mr Micallef	(Pascoe Vale)	Tellers
Mr Dollis	Mr Pandazopoulos	Mr Thwaites	Mr Loney
Mrs Garbutt	Mr Roper	Dr Vaughan	Mr Mildenhall

And so it was resolved in the affirmative.

- 24 **PUBLIC SECTOR (UNION FEES) BILL - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.**

Limitation of Debate - Motion made and question - That the time allotted for the remaining stages of the Bill be until 12.35 p.m. this day (Mr Gude) - put, after debate, and agreed to.

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

Limitation of Debate - The time allotted for the remaining stages of the Bill having expired -

Question - put.

The House divided.

AYES, 60

Mr Ashley	Mr Kennett	Mr Perton	Mr Tanner
Mr Bildstien	Mr Kilgour	Mr Pescott	Mrs Tehan
Mr Brown	Mr Leigh	Mrs Peulich	Mr Thompson
Mr Clark	Mr Lupton	Mr Phillips	(Sandringham)
Mr Coleman	Mr McArthur	Mr Plowman	Mr Traynor
Mr Cooper	Mrs McGill	(Benambra)	Mr Treasure
Mr Davis	Mr McGrath	Mr Plowman	Mr Turner
Mr Elder	(Warrnambool)	(Evelyn)	Mrs Wade
Mrs Elliott	Mr McGrath	Mr Reynolds	Mr Weideman
Mr Finn	(Wimmera)	Mr Richardson	Mr Wells
Mr Gude	Mr McLellan	Mr Rowe	
Mr Hayward	(Frankston East)	Mr Ryan	
Mr Heffernan	Mr McNamara	Mr Smith	
Mrs Henderson	Mr Maclellan	(Glen Waverley)	
Mr Honeywood	(Pakenham)	Mr Smith	
Mr Hyams	Mr Maughan	(Polwarth)	
Mr Jasper	Dr Napthine	Mr Spry	Tellers
Mr Jenkins	Mr Paterson	Mr Steggall	Mr Dean
Mr John	Mr Perrin	Mr Stockdale	Mr Doyle

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Mildenhall	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Ms Kirner	Mr Sercombe	
Mr Cole	Mr Leighton	Mr Sheehan	
Mr Cunningham	Mr Loney	Mr Thomson	Tellers
Mr Dollis	Ms Marple	(Pascoe Vale)	Mr Pandazopoulos
Mrs Garbutt	Mr Micallef	Mr Thwaites	Mr Sandon

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 Kennett) - put.

The House divided.

AYES, 60

Mr Ashley	Mr Jasper	Mr Perrin	Mr Steggall
Mr Bildstien	Mr Jenkins	Mr Perton	Mr Stockdale
Mr Brown	Mr John	Mr Pescott	Mr Tanner
Mr Clark	Mr Kennett	Mrs Peulich	Mrs Tehan
Mr Coleman	Mr Kilgour	Mr Phillips	Mr Thompson
Mr Cooper	Mr Leigh	Mr Plowman	(Sandringham)
Mr Davis	Mr Lupton	(Benambra)	Mr Traynor
Mr Dean	Mr McArthur	Mr Plowman	Mr Treasure
Mr Doyle	Mr McGrath	(Evelyn)	Mr Turner
Mr Elder	(Warrnambool)	Mr Reynolds	Mrs Wade
Mrs Elliott	Mr McGrath	Mr Richardson	Mr Weideman
Mr Finn	(Wimmera)	Mr Rowe	Mr Wells
Mr Gude	Mr McNamara	Mr Ryan	
Mr Hayward	Mr Maclellan	Mr Smith	
Mr Heffernan	(Pakenham)	(Glen Waverley)	Tellers
Mrs Henderson	Mr Maughan	Mr Smith	Mrs McGill
Mr Honeywood	Dr Napthine	(Polwarth)	Mr McLellan
Mr Hyams	Mr Paterson	Mr Spry	(Frankston East)

NOES, 27

Mr Andrianopoulos	Mr Kennan	Mr Roper	Dr Vaughan
Mr Baker	Ms Kirner	Mr Sandon	Mrs Wilson
Mr Batchelor	Mr Leighton	Mr Seitz	
Dr Coghill	Mr Loney	Mr Sercombe	
Mr Cole	Ms Marple	Mr Sheehan	
Mr Cunningham	Mr Micallef	Mr Thomson	Tellers
Mrs Garbutt	Mr Mildenhall	(Pascoe Vale)	Mr Dollis
Mr Hamilton	Mr Pandazopoulos	Mr Thwaites	Mr Haermeyer

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

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

25 PARLIAMENTARY COMMITTEES - Motion made, by leave, and question -

- (a) That Mr Speaker, Mr Baker, Mr Batchelor, Mrs Peulich and Mr Treasure be members of the Library Committee; and that the Committee have leave to sit on days on which the House does not meet.
- (b) That - (a) Mr Speaker, Mr Adrianopoulos, Dr Coghill, Mr Maughan, Mr Richardson, Mr Wells and Mrs Wilson be members of the Printing Committee; (b) the Committee have power to send for persons, papers and records and to sit on days which the House does not meet; (c) three to be the quorum; and (d) the Committee have power to confer with the Printing Committee of the Legislative Council and to jointly report thereon to the House.
- (c) 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 Cooper, Mr Micallef, Mr Perton, Mr Ryan, Mr Sheehan, Mr Smith (Glen Waverley), Mr Thomson (Pascoe Vale), Mr Thwaites and Mr Weideman; 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.

(d) That a Select Committee be appointed to consider and report upon the Standing Orders of the House, such Committee to consist of Mr Speaker, Dr Coghill, Mr Cunningham, Mr Jasper, Mr Leigh, Mr Richardson and Mr Seitz; and that the Committee have leave to sit on days on which the House does not meet; five to be the quorum.

(Mr Gude) - put and agreed to.

26 **JOINT INVESTIGATORY COMMITTEES**- Motion made, by leave, and question - That, contingent on the coming into operation of the *Parliamentary Committees (Amendment) Act 1992* -

(a) Mrs Elliott, Mrs Garbutt, Mr Leigh, Mr Maughan, Mr Micallef and Mrs Peulich be members of the Community Development Committee.

(b) Mr Doyle, Mr Kilgour, Mr Lupton, Mr Rowe, Mr Sandon, Mr Sercombe and Mrs Wilson be members of the Crime Prevention Committee.

(c) Mr Ashley, Mr Batchelor, Mr Kennan, Mr Leighton and Mr Treasure be members of the Economic Development Committee.

(d) Mrs Marple, Mr Pandazopoulos and Mr Perrin be members of the Environment and Natural Resources Committee.

(e) Mr Cole, Mr Dean, Mr Loney, Mr Ryan, Dr Vaughan and Mr Wells be members of the Law Reform Committee.

(f) Mr Baker, Mr Hyams, Mr Plowman (*Benambra*), Mr Smith (*Glen Waverley*), Mr Thomson (*Pascoe Vale*) and Mr Weideman be members of the Public Accounts and Estimates Committee.

(g) Mr Adrianopoulos, Mr Cooper, Mr Dollis and Mr Haermeyer be members of the Public Bodies Review Committee.

(h) Mr Cunningham, Mr McLellan (*Frankston East*), Mr Mildenhall and Mr Richardson be members of the Road Safety Committee.

(i) Dr Coghill, Mr Jasper, Mr Perton, Mr Thompson (*Sandringham*), Mr Roper and Mr Thwaites be members of the Scrutiny of Acts and Regulations Committee.

(Mr Gude) - put and agreed to.

27 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Accident Compensation (*WorkCover*) Bill with amendments.

Motion made and question proposed - That the said amendments be printed and taken into consideration forthwith (*Mr Pescott*).

Amendment proposed - That the words "taken into consideration forthwith" be omitted with the view of inserting in place thereof the words "that further consideration be put off for three months" (*Mr Kennan*).

Motion made and question - That the question be now put (*Mr Kennett*) - put.

The House divided.

AYES, 60

Mr Ashley	Mr Jenkins	Mr Paterson	Mrs Tehan
Mr Bildstien	Mr John	Mr Perrin	Mr Thompson
Mr Brown	Mr Kennett	Mr Perton	(Sandringham)
Mr Clark	Mr Kilgour	Mr Pescott	Mr Traynor
Mr Coleman	Mr Leigh	Mr Phillips	Mr Treasure
Mr Cooper	Mr Lupton	Mr Plowman	Mr Turner
Mr Davis	Mr McArthur	(Evelyn)	Mrs Wade
Mr Dean	Mrs McGill	Mr Reynolds	Mr Weideman
Mr Doyle	Mr McGrath	Mr Richardson	Mr Wells
Mr Elder	(Warrnambool)	Mr Rowe	
Mrs Elliott	Mr McGrath	Mr Ryan	
Mr Finn	(Wimmera)	Mr Smith	
Mr Gude	Mr McLellan	(Glen Waverley)	
Mr Hayward	(Frankston East)	Mr Smith	
Mr Heffernan	Mr McNamara	(Polwarth)	
Mrs Henderson	Mr Maclellan	Mr Spry	Tellers
Mr Honeywood	(Pakenham)	Mr Steggall	Mrs Peulich
Mr Hyams	Mr Maughan	Mr Stockdale	Mr Plowman
Mr Jasper	Dr Napthine	Mr Tanner	(Benambra)

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Pandazopoulos	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Ms Marple	Mr Sheehan	Tellers
Mr Dollis	Mr Micallef	Mr Thomson	Mr Loney
Mrs Garbutt	Mr Mildenhall	(Pascoe Vale)	Mr Thwaites

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, 60

Mr Ashley	Mr John	Mr Paterson	Mr Spry
Mr Bildstien	Mr Kennett	Mr Perrin	Mr Steggall
Mr Brown	Mr Kilgour	Mr Perton	Mr Stockdale
Mr Clark	Mr Leigh	Mr Pescott	Mr Tanner
Mr Coleman	Mr Lupton	Mrs Peulich	Mrs Tehan
Mr Cooper	Mr McArthur	Mr Phillips	Mr Thompson
Mr Doyle	Mrs McGill	Mr Plowman	(Sandringham)
Mr Elder	Mr McGrath	(Benambra)	Mr Traynor
Mrs Elliott	(Warrnambool)	Mr Plowman	Mr Treasure
Mr Finn	Mr McGrath	(Evelyn)	Mr Turner
Mr Gude	(Wimmera)	Mr Reynolds	Mrs Wade
Mr Hayward	Mr McLellan	Mr Richardson	Mr Weideman
Mr Heffernan	(Frankston East)	Mr Rowe	Mr Wells
Mrs Henderson	Mr McNamara	Mr Ryan	
Mr Honeywood	Mr Maclellan	Mr Smith	
Mr Hyams	(Pakenham)	(Glen Waverley)	Tellers
Mr Jasper	Mr Maughan	Mr Smith	Mr Davis
Mr Jenkins	Dr Napthine	(Polwarth)	Mr Dean

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Ms Kirner	Mr Sercombe	
Mr Cole	Mr Leighton	Mr Sheehan	
Mr Cunningham	Mr Loney	Mr Thomson	Tellers
Mr Dollis	Ms Marple	(Pascoe Vale)	Mr Mildenhall
Mrs Garbutt	Mr Micallef	Mr Thwaites	Mr Pandazopoulos

And so it was resolved in the affirmative.

Ordered - That the amendments be printed and taken into consideration forthwith.

And the said amendments were read a second time.

Motion made and question proposed - That the amendments be agreed to (*Mr Pescott*).

Declaration of motion as Urgent - Limitation of debate - Mr Pescott declared that the motion was an urgent motion and moved - That this motion be considered an urgent motion.

Mr Speaker having ascertained that twenty members approved of the proposed motion being put -

Question - That the motion be considered an urgent motion - put.

The House divided.

AYES, 60

Mr Ashley	Mr Jasper	Mr Paterson	Mr Spry
Mr Bildstien	Mr Jenkins	Mr Perrin	Mr Steggall
Mr Brown	Mr John	Mr Perton	Mr Stockdale
Mr Clark	Mr Kennett	Mr Pescott	Mr Tanner
Mr Coleman	Mr Kilgour	Mrs Peulich	Mrs Tehan
Mr Cooper	Mr Leigh	Mr Phillips	Mr Thompson
Mr Davis	Mrs McGill	Mr Plowman	(Sandringham)
Mr Dean	Mr McGrath	(Benambra)	Mr Traynor
Mr Doyle	(Warrnambool)	Mr Plowman	Mr Treasure
Mr Elder	Mr McGrath	(Evelyn)	Mr Turner
Mrs Elliott	(Wimmera)	Mr Reynolds	Mrs Wade
Mr Finn	Mr McLellan	Mr Richardson	Mr Weideman
Mr Gude	(Frankston East)	Mr Rowe	Mr Wells
Mr Hayward	Mr McNamara	Mr Ryan	
Mr Heffernan	Mr Maclellan	Mr Smith	
Mrs Henderson	(Pakenham)	(Glen Waverley)	Tellers
Mr Honeywood	Mr Maughan	Mr Smith	Mr Lupton
Mr Hyams	Dr Napthine	(Polwarth)	Mr McArthur

NOES, 27

Mr Baker	Mr Hamilton	Mr Pandazopoulos	Dr Vaughan
Mr Batchelor	Mr Kennan	Mr Roper	Mrs Wilson
Dr Coghill	Ms Kirner	Mr Sandon	
Mr Cole	Mr Leighton	Mr Seitz	
Mr Cunningham	Mr Loney	Mr Sercombe	
Mr Dollis	Ms Marple	Mr Sheehan	Tellers
Mrs Garbutt	Mr Micallef	Mr Thomson	Mr Andrianopoulos
Mr Haermeyer	Mr Mildenhall	(Pascoe Vale)	Mr Thwaites

And so it was resolved in the affirmative.

Motion made and question - That the time allotted for the consideration of the motion be until 3.30 p.m. this day (Mr Pescott) - after debate, put.

The House divided.

AYES, 60

Mr Ashley	Mr John	Mr Paterson	Mr Spry
Mr Bildstien	Mr Kennett	Mr Perrin	Mr Steggall
Mr Brown	Mr Kilgour	Mr Perton	Mr Stockdale
Mr Clark	Mr Leigh	Mr Pescott	Mr Tanner
Mr Coleman	Mr Lupton	Mrs Peulich	Mrs Tehan
Mr Cooper	Mr McArthur	Mr Phillips	Mr Thompson
Mr Davis	Mrs McGill	Mr Plowman	(Sandringham)
Mr Dean	Mr McGrath	(Benambra)	Mr Traynor
Mr Elder	(Warrnambool)	Mr Plowman	Mr Treasure
Mrs Elliott	(Wimmera)	(Evelyn)	Mr Turner
Mr Finn	Mr McLellan	Mr Reynolds	Mrs Wade
Mr Gude	(Frankston East)	Mr Richardson	Mr Weideman
Mr Hayward	Mr McNamara	Mr Rowe	Mr Wells
Mr Heffernan	Mr Maclellan	Mr Ryan	
Mrs Henderson	(Pakenham)	Mr Smith	
Mr Honeywood	Mr Maughan	(Glen Waverley)	Tellers
Mr Jasper	Dr Napthine	Mr Smith	Mr Doyle
Mr Jenkins		(Polwarth)	Mr Hyams

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Pandazopoulos	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Ms Kirner	Mr Sercombe	
Mr Cole	Mr Leighton	Mr Sheehan	
Mr Cunningham	Ms Marple	Mr Thomson	<i>Tellers</i>
Mr Dollis	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Loney
Mrs Garbutt	Mr Mildenhall	Mr Thwaites	Mr Sandon

And so it was resolved in the affirmative.

Debate resumed on question - That the amendments be agreed to.

Limitation of Debate - The time allotted for consideration of the motion having expired - Amendments agreed to with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

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

- 28 **VICTORIA PARK LAND BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Wade*).

Mrs Wade made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.

Mr Speaker ruled the Bill to be a Private Bill.

Motion made and question - That this Bill be treated as a Public Bill and that fees be dispensed with (*Mrs Wade*) - put and agreed to.

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

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

- 29 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until a day and hour to be fixed by Mr Speaker, which time of meeting shall be notified in writing to each member of the House (*Mr Gude*) - put and agreed to.

- 30 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Gude*) - put, after debate, and agreed to.

- 31 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
And the House, at thirty minutes past Four o'clock in the afternoon of Saturday, 14 November, 1992, adjourned until a day and hour to be fixed by Mr Speaker, which time of meeting shall be notified in writing to each member of the House

J.G. LITTLE

Clerk of the Legislative Assembly

JOHN E. DELZOPPO

Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 12, 13, 14, and 15

No. 12 - Tuesday, 9 March 1993

- 1 The House met pursuant to the terms of the resolution of 14 November 1992, Mr Speaker having fixed this day at Two o'clock as the time of meeting - Mr Speaker took the Chair and read the Prayer.
- 2 **DEATHS OF THE HONOURABLES SIR MURRAY VICTOR PORTER AND SIR GEORGE OSWALD REID, Q.C.** - Motion made and question -
 1. That this House expresses its sincere sorrow at the death of the Honourable Sir Murray Victor Porter and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as Member of the Legislative Assembly for the Electoral District of Sandringham from 1955 to 1970 and Minister without Portfolio from 1956 to 1958, Minister for Local Government from 1958 to 1964, Minister of Forests from 1958 to 1959, Minister of Public Works from 1964 to 1970 and Agent-General for Victoria in London from 1970 to 1976.
 2. That this House expresses its sincere sorrow at the death of the Honourable Sir George Oswald Reid, Q.C. and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as Member of the Legislative Assembly for the Electoral District of Box Hill from 1947 to 1952 and 1955 to 1973 and Minister without Portfolio from 1955 to 1956, Minister of Labour and Industry and Minister of Electrical Undertakings from 1956 to 1965, Minister of Fuel and Power from 1965 to 1967, Minister of Immigration from 1967 to 1970, Attorney-General from 1967 to 1973 and Chief Secretary in 1971.

(Mr Kennett) - put, after Mr Speaker and other Honourable Members had addressed the House in support of the motion and, Honourable Members rising in their places to signify their assent, agreed to unanimously.
- 3 **ADJOURNMENT** - Motion made and question - That, as a further mark of respect to the memories of the late Honourable Sir Murray Victor Porter and the late Honourable Sir George Oswald Reid, Q.C., the House do now adjourn until Eight o'clock this day *(Mr Kennett)* - put and agreed to.

And the House, at three minutes past Three o'clock adjourned until Eight o'clock this day.

No. 13 - Tuesday, 9 March 1993

(EIGHT O'CLOCK)

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **ERROR IN DIVISION LIST** - Mr Speaker informed the House that in the first Division that took place in the House on Tuesday, 10 November 1992 on the Public Authorities (Dividends) (Amendment) Bill, the tellers for the "Ayes" inadvertently recorded the name of the Honourable Member for Pascoe Vale, Mr Thomson, instead of the Honourable Member for Sandringham, Mr Thompson.
Mr Speaker directed the Clerk to correct the Division List accordingly.
- 4 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
 - Sexual Abuse of Children** - Seeking that the House reviews legislation relating to the sexual abuse and other crimes against children as a matter of urgency, bearing 12 signatures *(by Mr Perrin)*
 - Human Life Experimentation** - Seeking that legislation be enacted to prohibit harmful and destructive experimentation on human life, bearing 172 signatures *(by Dr Vaughan)*
 - Odours from Landfill Sites - South Clayton** - Seeking that action be taken on the continuing complaints about odours emanating from the landfill sites in the South Clayton area, bearing 1,902 signatures *(by Dr Vaughan)*
 - Emergency Phones - Frankston-Rosebud Freeway** - Seeking that adequate provision of emergency phones within the Frankston-Rosebud Freeway be made immediately, bearing 1,713 signatures *(by Mr Hyams)*
 - Education Reforms - Closure of Moreland High School and Richmond Secondary College** - Seeking that the House - *(a)* continues on its reforms in education and acts quickly to redress the problems which have destroyed many of the State's schools; and *(b)* investigates the closure of Moreland High School and Richmond Secondary College where staff and discriminatory policies have destroyed two good schools and offended hundreds of parents, bearing 1 signature *(by Mr Davis)*
 - Gardiner Park, Glen Iris** - Seeking that the Department of Education donate Gardiner Park, Glen Iris to the people of North Ward, Malvern, bearing 79 signatures *(by Mr Doyle)*
 - Disabled Children - Funding and Staffing** - Seeking that the Government refrain from reducing funding and staffing levels for local mainstream schools with disabled children under the integration program, bearing 122 signatures *(by Mr Bildstien)*
 - Penalties for Serious Sexual Offences** - Seeking that the law be amended to ensure that penalties for serious sexual offences fit the crimes, bearing 788 signatures *(by Mr Cooper)*
 - Passenger Rail Service - Cobram and Seymour** - Seeking that the Minister for Public Transport introduce reforms which ensures that a passenger rail service will continue to operate between Cobram and Seymour on a more cost effective basis, bearing 2,855 signatures *(by Mr Jasper)*

State Deficit Levy - Seeking that the Government withdraw immediately the \$100 State Deficit Levy, bearing 8,037 signatures (*by Mr Steggall*).

Severally ordered to lie on the Table.

- 5 **SCRUTINY OF ACTS AND REGULATIONS COMMITTEE** - Mr Perton, Chairman, brought up the First Report from the Scrutiny of Acts and Regulations Committee upon the Alert Digest, No. 1 of 1993, together with an Appendix.

Ordered to lie on the Table and to be printed.

6 **PAPERS** -

Mr Speaker presented:

Accident Compensation Act 1985 -

Reports for the quarter ended 30 September 1992 of the -

Accident Compensation Commission

Medical Panels

Victorian Accident Rehabilitation Council

WorkCare Appeals Board

Report of the Victorian WorkCover Authority for the quarter ended 31 December 1992.

Severally ordered to lie on the Table.

Mr Speaker presented:

BLF (De-recognition) Act 1985 - Twenty-first and Twenty-second Reports of the Custodian.

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

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

Accident Compensation Act 1985 - Communication from the Minister for WorkCare explaining the reasons for the delay in tabling the following audited reports for the quarter ended 30 September 1992 -

Accident Compensation Commission

Medical Panels

Victorian Accident Rehabilitation Council

WorkCare Appeals Board

Alexandra District Hospital - Report for the year 1991-92

Alpine Resorts Commission - Report for the year ended 31 October 1992

Altona District Hospital - Report for the year 1991-92

Ambulance Officers' Training Centre - Report for the year 1991-92

Ambulance Service Victoria - Metropolitan Region - Report for the year 1991-92

Ambulance Service Victoria - North Eastern Region - Report for the year 1991-92

Ambulance Service Victoria - North Western Region - Report for the year 1991-92

Ambulance Service Victoria - South Eastern Region - Report for the year 1991-92

Ambulance Service Victoria - South Western Region - Report for the year 1991-92

Ambulance Service Victoria - Western Region - Report for the year 1991-92

Ararat and District Hospital - Report for the year 1991-92

- Architects Act 1991 - Report of the Minister for Planning of the reasons for the granting of an extension of time for the Architects Registration Board of Victoria to submit their annual report.
- Architects Registration Board of Victoria - Report for the period ended 30 June 1992
- Bacchus Marsh and Melton Memorial Hospital - Report for the year 1991-92
- Ballarat Base Hospital - Report for the year 1991-92
- Batman Automotive College of TAFE - Report for the year 1991
- Bright District Hospital - Report for the year 1991-92
- Central Gippsland College of TAFE - Report for the year 1991
- Clunes District Hospital - Report for the year 1991-92
- Cobram District Hospital - Report for the year 1991-92
- Constitution Act Amendment Act 1958 - Statement of a function conferred on the Electoral Commissioner, 19 January 1993
- Corryong District Hospital - Report for the year 1991-92
- Creswick District Hospital - Report for the year 1991-92
- Daylesford District Hospital - Report for the year 1991-92
- Donald District Hospital and Nursing Home - Report for the year 1991-92
- Dunmunkle Health Services - Report for the year 1991-92
- East Gippsland Centre for Rehabilitation and Extended Care - Report for the year 1991-92
- East Gippsland Community College of TAFE - Report for the year 1991
- East Gippsland Hospital - Report for the year 1991-92
- Echuca District Hospital Inc. - Report for the year 1991-92
- Egg Marketing Board - Report for the year 1991-92
- Eildon and District Community Hospital - Report for the year 1991-92
- Fairfield Hospital - Report for the year 1991-92
- Flagstaff College of TAFE - Report for the year 1991
- Flora and Fauna Guarantee Act 1988 - Order in Council adding Items to Schedule 2 - list of Taxa and Communities of Flora or Fauna which are threatened
- Gippsland Base Hospital - Report for the year 1991-92
- Glenview Community Care Inc. - Report for the year 1991-92
- Gordon Technical College - Report for the year 1991
- Goulburn Valley Community College - Report for the year 1990
- Grain Elevators Board - Report for the year ended 30 September 1992
- Health Services Act 1988 - Report of the Community Visitors for the year 1991-92
- Holmesglen College of TAFE - Report for the Year 1991
- Interpretation of Legislation Act 1984, section 32(4)(b) - Gas and Fuel Corporation (Gas Installation) Regulations 1992 (Statutory Rule No. 119/1992) - Copies of the following documents replacing documents which accompanied the Statutory Rule tabled on 11 August 1992:

-
- AG 501-1992 - Code for Industrial and Commercial Gas Fired Appliances (supersedes AG 501-1984)
 - AS 1357.1-1992 - Water supply - Valves for use with unvented water heaters - Protection valves (supersedes AS 1357.1-1988)
 - ASTM A 105/A 105 M-1991 - Standard Specification for Forgings, Carbon Steel, for Piping Components (supersedes ASTM A 105/A 105 M-1990)
 - AS 1869-1991 - Hose and hose assemblies for liquefied petroleum gases (LPG), natural gas and town gas (as amended by Amendment 2/1992/10/12)
 - AS 4041-1992 - Pressure piping (replaces SAA Pipe Welding Code Part I 1970, SAA Pipe Welding Code III 1967, SAA Pressure Piping Code Part I 1967, and SAA Non-ferrous Pressure Piping Code)
 - API 5L-1992 - Specification for Line Pipe (supersedes API 5L-1991)
 - Kaniva District Hospital - Report for the year 1991-92
 - Kilmore and District Hospital and Nursing Home - Report for the year 1991-92
 - Loddon-Campaspe College of TAFE - Report for the year 1991
 - Loddon-Campaspe Regional Planning Authority - Report for the year ended 30 September 1992
 - Maldon Hospital - Report for the year 1991-92
 - Manangatang and District Hospital - Report for the year 1991-92
 - Mansfield District Hospital and Bentley Nursing Home - Report for the year 1991-92
 - Martial Arts Board - Report for the Year 1991-92
 - Melbourne College of Decoration - Report for year 1991
 - Melbourne College of Printing and Graphic Arts - Report for the year 1990
 - Melbourne College of Textiles - Report for the year 1991
 - Melbourne Wholesale Fruit and Vegetable Market Trust - Report for the year 1991-92
 - Moorabin College of TAFE - Report for the year 1991
 - Murray Valley Citrus Marketing Board - Report for the year 1991-92
 - Myrtleford District War Memorial Hospital - Report for the year 1991-92
 - Nhill Hospital - Report for the year 1991-92
 - Northern Metropolitan College of TAFE - Report for the year 1991
 - Northern Victorian Fresh Tomato Industry Development Committee - Report for the period ended 30 June 1992
 - Outer Eastern College of TAFE - Report for the year 1991
 - Omeo District Hospital - Report for the year 1991-92
 - Orbost and District Hospital - Report for the year 1991-92
 - Ouyen and District Hospital - Report for the year 1991-92
 - Ovens and Murray Hospital for the Aged - Report for the year 1991-92
 - Ovens District Hospital - Report for the year 1991-92

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

- All Planning Schemes - No. RL148
- Alberton Planning Scheme - Nos. L14, L17, RL1
- Alexandra Planning Scheme - Nos. L24, L25
- Altona Planning Scheme - Nos. L17, L25, L27, L28, L29
- Ararat (City) Planning Scheme - No. L13 Part 1
- Bacchus Marsh Planning Scheme - Nos. L28 Part 1, L31
- Bairnsdale (City) Planning Scheme - Nos. L17, L30
- Ballaarat (City) Planning Scheme - Nos. L33, L35, L36, L37
- Ballararat (Shire) Planning Scheme - No. L29
- Bass Planning Scheme - Nos. L23, L28
- Berwick Planning Scheme - Nos. L51 Part 1, L52, L53
- Box Hill Planning Scheme - No. L17 Part 1
- Bright Planning Scheme - Nos. L25, L26, L28, L29, L30
- Broadmeadows Planning Scheme - Nos. L16, L36, L37
- Brunswick Planning Scheme - No. L21
- Bulla Planning Scheme - Nos. L55, L62, L63, L69
- Buln Buln Planning Scheme - Nos. L22, L23
- Bungaree Planning Scheme - Nos. L17, L19
- Buninyong Planning Scheme - No. L40 Part A
- Camberwell Planning Scheme - No. L29
- Caulfield Planning Scheme - No. L20
- Chelsea Planning Scheme - No. L7
- Chiltern Planning Scheme - Nos. L16, L20
- Cobram Planning Scheme - No. L14
- Coburg Planning Scheme - Nos. L 15 Part 2, L24
- Colac Shire Planning Scheme - No. L4
- Collingwood Planning Scheme - No. L13
- Cranbourne Planning Scheme - Nos. L59, L71, L73, L79
- Croydon Planning Scheme - No. L50
- Dandenong Planning Scheme - No. L21
- Diamond Valley Planning Scheme - Nos. L22, L25, L34
- Doncaster and Templestowe Planning Scheme - Nos. L37 Part 3, L50 Part 1A, L51, L54
- Echuca (City) Planning Scheme - Nos. L16, L18
- Eltham Planning Scheme - Nos. L14 Part 1, L23 Part 1, L24, L27 Part 1, L28 Part 1, L37
- Essendon Planning Scheme - Nos. L35, L36, L37
- Fitzroy Planning Scheme - Nos. L12, L16, L17, L18, L26
- Flinders Planning Scheme - Nos. L65, L99, L100, L105, L108
- Footscray Planning Scheme - No. L27
- French Island Planning Scheme - Nos. L6, L7,
- Geelong Regional Planning Scheme - Nos. L93, L120, L125, L128, R116, R117, RL10, RL112, RL127
- Gisborne Planning Scheme - Nos. L18, L19
- Hastings Planning Scheme - Nos. L49, L51, L52, L56, L61, L62, L72, L73, L76, L77, L78, L99, L101
- Healesville Planning Scheme - No. L40
- Heidelberg Planning Scheme - Nos. L25, L27, L31, L32, L33, L34, L37, L48, L49
- Keilor Planning Scheme - Nos. L47, L49
- Kilmore Planning Scheme - Nos. L34, L46, L48, L49, L53
- Knox Planning Scheme - Nos. L49, L51, L54
- Korumburra Planning Scheme - Nos. L28, L34, L40

Kyneton Planning Scheme - No. L2
Lillydale Planning Scheme - Nos. L96 Parts 1 and 2, L97 Part 2, L100
Lowan Planning Scheme - No. L4
Malvern Planning Scheme - Nos. L6, L10
Marong Planning Scheme - Nos. L28, L33
Melbourne Planning Scheme - Nos. L74, L92, L94, L100, L111, L117
Melton Planning Scheme - Nos. L12, L16, L26
Mildura (City) Planning Scheme - No. L36
Mirboo Planning Scheme - No. RL1
Moe Planning Scheme - No. RL1
Moorabbin Planning Scheme - Nos. L18, L21
Mornington Planning Scheme - No. L40
Morwell Planning Scheme - Nos. L35, RL1
Narracan Planning Scheme - Nos. L20, L30, L31, RL1
Northcote Planning Scheme - Nos. L3, L15
Nunawading Planning Scheme - Nos. L24, L26 Part 2, L34 Part 1, L35, L37, L41, L45, L46, L52
Oakleigh Planning Scheme - No. L21
Orbost Planning Scheme - No. L22
Otway (Shire) Planning Scheme - No. L22
Oxley Planning Scheme - No. L6
Pakenham Planning Scheme - Nos. L17, L72, L76
Phillip Island Planning Scheme - No. L35
Portland (City) Planning Scheme - No. L34
Prahran Planning Scheme - No. L29
Preston Planning Scheme - Nos. L26, L39
Richmond Planning Scheme - No. L22
Rodney Planning Scheme - Nos. L34, L56
Romsey Planning Scheme - No. L20
Rosedale Planning Scheme - Nos. L35, RL1
Sale Planning Scheme - Nos. L20, RL1
Shepparton (City) Planning Scheme - No. L42
Shepparton (Shire) Planning Scheme - Nos. L44, L49, L54, L56
South Gippsland Planning Scheme - Nos. L21, RL1
South Melbourne Planning Scheme - Nos. L52, L55
Springvale Planning Scheme - Nos. L16, L33, L46, L50
Stawell (City) Planning Scheme - No. L24
St Kilda Planning Scheme - Nos. L15, L19
Strathfieldsaye Planning Scheme - No. L11
Sunshine Planning Scheme - Nos. L41, L50, L54
Swan Hill (City) Planning Scheme - No. L9
Tambo Planning Scheme - No. L50
Traralgon (City) Planning Scheme - Nos. L42, RL1
Traralgon (Shire) Planning Scheme - Nos. L42, RL1
Wangaratta (City) Planning Scheme - Nos. L16, L17
Warrnambool (City) Planning Scheme - Nos. L21, L34
Warrnambool (Shire) Planning Scheme - No. L9
Waverley Planning Scheme - Nos. L15, L31, L33, L35
Werribee Planning Scheme - Nos. L49, L50
Whittlesea Planning Scheme - Nos. L45, L58, L69, L75, L76
Williamstown Planning Scheme - Nos. L12, L13, L15
Wodonga Planning Scheme - No. L40
Woorayl Planning Scheme - No. L47
Yallourn Works Area Planning Scheme - No. RL1
Yarrawonga Planning Scheme - No. L16

- Police and Emergency Services Ministry - Report for the year 1991-92
- Prevention of Cruelty to Animals Act 1986 - Variation to the Code of Practice for the Operation of Wildlife Shelters, 23 February 1993
- Queen Elizabeth Geriatric Centre - Report for the year 1991-92
- Richmond College of TAFE - Report for the year 1991
- RMIT (TAFE Sector) - Report for the year 1991
- Royal Dental Hospital of Melbourne - Report for the year 1991-92
- Royal Melbourne Hospital - Report for the year 1991-92
- Royal Women's Hospital - Report for the year 1991-92
- Seymour District Memorial Hospital - Report for the year 1991-92
- South Gippsland Hospital - Report for the year 1991-92
- South West College of TAFE - Report for the year 1991
- State Electricity Commission Superannuation Fund - Report for the year 1991-92
- Statutory Rules under the following Acts:
- Accident Compensation Act 1985 - S.R. No. 318/1992
 - Adoption Act 1984 - S.R. No. 339/1992
 - Bees Act 1971 - S.R. No. 300/1992
 - Broiler Chicken Industry Act 1978 - S.R. No. 287/1992
 - Caravan Parks and Movable Dwellings Act 1988 - S.R. No. 346/1992
 - Casino Control Act 1991 - S.R. Nos. 288, 317/1992, 21/1993
 - Chattel Securities Act 1987 - S.R. No. 3/1993
 - Chiropractors and Osteopaths Act 1978 - S.R. No. 313/1992
 - Conservation, Forests and Lands Act 1987 - S.R. No. 338/1992
 - Country Fire Authority Act 1958 - S.R. No. 25/1993
 - County Court Act 1958 - S.R. Nos. 286, 316/1992, 7, 8/1993
 - Cultural and Recreational Lands Act 1963 - S.R. No. 12/1993
 - Dairy Industry Act 1992 - S.R. No. 20/1993
 - Dental Technicians Act 1972 - S.R. No. 312/1992
 - Dentists Act 1972 - S.R. No. 328/1992
 - Drugs, Poisons and Controlled Substances Act 1981 - S.R. Nos. 289, 290, 305, 308, 334, 350/1992, 11/1993
 - Energy Consumption Levy Act 1982 - S.R. No. 343/1992
 - Environment Protection Act 1970 -
 - S.R. No. 293/1992, together with copies of the following documents as required by Section 32 of the Interpretation of Legislation Act 1984 to accompany the Statutory Rule:
 - ASTM D2700-88a-Standard Test Method for Knock Characteristics of Motor and Aviation Fuels by the Motor Method
 - ASTM D2699-88a-Standard Test Method for Knock Characteristics of Motor Fuels by the Research Method
 - BS AU 141a: 1971-British Standard: Automobile Series Specification for the Performance of Diesel Engines for Road Vehicles, 19 May 1971

E/ECE/324-E/ECE/TRANS/505/Rev. 1/Add. 23/Rev. 2-United Nations Agreement Concerning the Adoption of Uniform Conditions of Approval and Reciprocal Recognition of Approval for Motor Vehicle Equipment and Parts, 25 April 1986

Federal Register of United States of America Part II, sub-part I, Section 85.874, No. 221, Vol. 37, published 15 November 1972

S.R. No. 307/1992, together with copies of the following documents as required by Section 32 of the Interpretation of Legislation Act 1984 to accompany the Statutory Rule:

State Environment Protection Policy (The Air Environment)
Government Gazette No. 63, 13 July 1981, Page 2297 Schedule C, Page 2298 Schedules C and D

State Environment Protection Policy (The Air Environment)
Government Gazette No. 120, 24 November 1982, Page 3896 Schedules C and D

State Environment Protection Policy (The Air Environment)
Government Gazette No. S45, 6 June 1988, Page 3 Table 9-1, Page 13 Amendments to page 2297 Schedule C

Evidence Act 1958 - S.R. No. 10/1993

Financial Institutions Duty Act 1982 - S.R. No. 342/1992

Firearms Act 1958 - S.R. No. 348/1992

Fisheries Act 1968 - S.R. Nos. 325/1992, 15/1993

Forests Act 1958 - S.R. No. 320/1992

Gaming Machine Control Act 1991 - S.R. No. 336/1992

Government Employee Housing Authority Act 1981 - S.R. No. 14/1993

Health Act 1958 - S.R. Nos. 292, 335/1992

Health Services Act 1988 - S.R. Nos. 291, 309, 314, 329, 333/1992, 22, 23/1993

Historic Shipwrecks Act 1981 - S.R. No. 311/1992

Instruments Act 1958 - S.R. No. 303/1992

Juries Act 1967 - S.R. No. 6/1993

Land Tax Act 1958 - S.R. No. 341/1992

Legal Profession Practice Act 1958 - S.R. Nos. 212 (*in lieu of Statutory Rule previously circulated*), 298, 299/1992

Liquor Control Act 1987 - S.R. No. 330/1992

Lotteries Gaming and Betting Act 1966 - S.R. No. 344/1992

Magistrates' Court Act 1989 -

S.R. No. 324/1992

S.R. No. 331/1992, together with a copy of the following document as required by Section 32 of the Interpretation of Legislation Act 1984 to accompany the Statutory Rule:

Industrial Relations Act 1988 of the Commonwealth (Sections 179, 179A, 179B, 179C and 179D)

S.R. Nos. 332/1992, 4, 9/1993

Melbourne and Metropolitan Board of Works Act 1958 - S.R. Nos. 327/1992, 13/1993

- Metropolitan Fire Brigades Act 1958 - S.R. No. 347/1992
- Nurses Act 1958 - S.R. Nos. 322, 323/1992
- Optometrists Registration Act 1958 - S.R. No. 310/1992
- Police Regulation Act 1958 - S.R. No. 326/1992
- Property Law Act 1958 - S.R. No. 301/1992
- Public Records Act 1973 - S.R. No. 297/1992
- Public Sector Management Act 1992 - S.R. No. 315/1992
- Public Service Act 1974 - Public Service Determinations Nos. 30, 31/1992 and
Public Service Declaration No. 8/1992
- Road Safety Act 1986 - S.R. Nos. 321/1992, 1, 2, 19/1993
- Stock (Artificial Breeding) Act 1962 - S.R. No. 319/1992
- Subdivision Act 1988 - S.R. No. 302/1992
- Supreme Court Act 1986 - S.R. Nos. 294, 295, 351/1992, 5, 6/1993
- Transfer of Land Act 1958 - S.R. Nos. 302, 304/1992
- Transport Act 1983 - S.R. Nos. 345, 352/1992, 16, 17, 18/1993
- Valuation of Land Act 1960 - S.R. No. 296/1992
- Vegetation and Vine Diseases Act 1958 - S.R. No. 340/1992
- Water Act 1989 - S.R. No. 349/1992, 24/1993
- Wildlife Act 1975 - S.R. No. 337/1992
- Zoological Parks and Gardens Act 1967 - S.R. No. 306/1992
- St George's Hospital - Report for the year 1991-92
- Stawell District Hospital - Report for the year 1991-92
- Sunraysia College of TAFE - Report for the year 1991
- Tallangatta Hospital - Report for the year 1991-92
- Transport Superannuation Board - Report for the year 1991-92
- Tweddle Child and Family Health Service - Report for the year 1991-92
- Victorian Curriculum and Assessment Board - Report for the year 1991-92
- Wangaratta College of TAFE - Report for the year 1991
- Wangaratta District Base Hospital - Report for the year 1991-92
- Warracknabeal District Hospital - Report for the year 1991-92
- Water Act 1989 - Communication from the Minister for Natural Resources
granting an extension of time for the following Bodies to report in respect of
the year 1991-92:
- Shire of Bacchus Marsh
 - United Shire of Beechworth
 - Coliban Region Water Authority
 - Heathcote Water Board
 - Latrobe Region Water Authority
 - Shire of Numurkah
 - Shire of Warrnambool

Water Act 1989 - Communication from the Minister for Natural Resources listing the following Water Authorities which failed to submit annual reports for 1990-91 within the Statutory time limit as set down in section 250(1) of the Water Act 1989:

Authorities with a balance date of 30 June:

Shire of Alberton River Management Board
Shire of Alexandra River Management Board
Avoca River Management Board
Avon-Macalister Rivers Management Board
Axedale Water Board
Beaufort Water Board
Bendigo Creek Management Board
Black Dog Creek Management Board
Bridgewater Water Board
Broken River Management Board
Bullock Creek Management Board
Charlton Water Board
Dandenong-Springvale Water Board
Dandenong Valley and Western Port Authority
Daylesford Water Board
Deakin Water Board
Devenish Water Board
Donald Water Board
East Gippsland River Management Board
Elmore Water Board
Emerald District Water Board
First Mildura Irrigation Trust
Geelong and District Water Board
Gisborne Water Board
Glenelg River Management Board
Glenelg-Wannon Water Board
Glenrowan Water Board
Goorambat Water Board
Goornong Water Board
Gordon Water Board
Hindmarsh Water Board
Kiewa River Management Board
King Valley Water Board
Shire of Korumburra River Management Board
Korumburra Water Board
Kowree Water Board
Lang Lang Water Board
Latrobe Region Water Authority
Latrobe Valley Water and Sewerage Board
Learmonth Water Board
Lexton Water Board
Lough Calvert Drainage Trust
Lower Kiewa Water Board
Mallacoota Water Board
Mid-Gippsland Rivers Management Board
Mid-Goulburn Regional Water Board
Mid Goulburn River Management Board
Mitchell River Management Board
Mitta Mitta River Management Board

Moe Water Board
 Mortlake Water Board
 Mornington Peninsula and District Water Board
 Morwell Water Board
 Murchison Water Board
 Murtoa Water Board
 Nhill Water Board
 Orbost Water Board
 Ovens River Management Board
 Pental Island River Management Board
 Port Fairy Water Board
 Pyalong Water Board
 Riddells Creek Water Board
 Robinvale Water Board
 Rochester Water Board
 Rodney Water Board
 Sea Lake Water Board
 Seymour Water Board
 Snowy River Management Board
 South Gippsland Water Board
 Shire of Stawell
 Stawell Water Board
 Strathdownie Drainage Trust
 Sunbury Water Board
 Sunraysia Water Board
 Swan Hill Water Board
 Tambo River Management Board
 Tarago Water Board
 Tarwin River Management Board
 Shire of Upper Murray River Management Board
 Westernport Water Board
 West Moorabool Water Board
 Wonthaggi-Inverloch Water Board
 Woodend Water Board
 Wycheproof Water Board
 Yachandandah Water Board
 Yatchaw Drainage Trust
 Shire of Yea River Management Board

Authorities with a balance date of 30 September:

Shire of Alexandra
 City of Ararat
 Shire of Ararat
 Shire of Bacchus Marsh
 Shire of Ballan
 United Shire of Beechworth
 Benalla Water Board
 Shire of Bet Bet
 Shire of Birchip
 Broadford Water Board
 Town of Camperdown
 Chiltern Water Board
 Shire of Cobram
 Shire of Cohuna
 Shire of Dundas

Echuca Water Board
City of Hamilton
Shire of Hampden
Heathcote Water Board
Shire of Heytesbury
Heywood Water Board
City of Horsham
Shire of Kaniva
Borough of Kerang
Shire of Kilmore
Shire of Korong
Town of Kyabram
Kyeton Water Board
City of Maryborough
Shire of Mount Rouse
Shire of Myrtleford
Shire of Narracan
Shire of Nathalia
Shire of Numurkah
Pakenham Water Board
Portland Water Board
Rosedale District Water Board
City of Sale
Shire of Talbot and Clunes
Shire of Tallangatta
Tambo Water Board
Traralgon Water Board
Shire of Tullaroop
Tungamah Shire Water Board
Shire of Walpeup
City of Wangaratta
Waranga Water Board
Rural City of Wodonga
Shire of Yarrawonga

Werribee District Hospital - Report for the year 1991-92

Western Hospital - Report for the year 1991-92

William Angliss College - Report for the year 1991

Williamstown Hospital - Report for the year 1991-92

Wimmera Base Hospital - Report for the year 1991-92

Wimmera Community College of TAFE - Report for the year 1991

Wine Grape Industry Negotiating Committee - Report for the year 1991-92

Wodonga College of TAFE - Report for the year 1991

Wodonga District Hospital - Report for the year 1991-92

Yarrawonga District Hospital - Report for the year 1991-92

Yea and District Memorial Hospital - Report for the year 1991-92.

The following proclamations fixing operative dates were laid upon the Table by the Clerk pursuant to an Order of the House dated 27 October 1992:

Children and Young Persons (Amendment) Act 1992 - Sections 3, 20 (10), 26 (3), 28, 30 (3), 30 (4), 31 (except paragraph (b) of section 31 (1)), 32, 34, 37 and 38 on 29 January 1993. Sections 4, 5, 6, 8, 9, 10, 11, 12, 13 (except sub-section (2)), 14, 15,

- 16, 17, 18, 19, 20 (2), 20 (4), 20 (5), 22, 23, 24, 26 (1), 26 (2), 27, 29, 30 (1), 30 (2), 33 (except sub-sections (1) and (2)), 35 and 36 on 22 February 1993 (*Gazette No. G4, 28 January 1993*)
- Chiropractors and Osteopaths (Amendment) Act 1992 - Sections 3 and 13 on 6 December 1992 (*Gazette No. G47, 2 December 1992*)
- Crimes (Confiscation of Profits) (Amendment) Act 1991 - Whole Act (except sections 26 and 37) on 1 September 1992. Sections 26 and 37 on 6 December 1992 (*Gazette No. G31, 12 August 1992*)
- Dairy Industry Act 1992 - Whole Act on 24 December 1992 (*Gazette No. S70, 24 December 1992*)
- Employee Relations Act 1992 - Sections 3-19, 53-55, 163, 164, 168, 169, 179 (3), 180, 183 and Schedule 1 on 27 November 1992. Sections 36, 37, 51, 52, 105-110, 113 (3), 153-161, 179 (2), 181, 182 and Schedules 2 and 4 on 4 January, 1993. Whole of the Act so far as not already proclaimed on 1 March 1993 (*Gazette No. S63, 27 November 1992*). Section 88 and section 172 (2) on 4 January 1993 (*Gazette No. G48, 9 December 1992*)
- Gaming Machine Control Act 1991 - Section 161 (2) and (3) on 21 January 1993 (*Gazette No. G3, 21 January 1993*)
- Intellectually Disabled Persons' Services (Trust Money) Act 1992 - Whole Act on 1 January 1993 (*Gazette No. G50, 23 December 1992*)
- Police Regulation (Amendment) Act 1992 - Whole Act on 14 December 1992 (*Gazette No. G48, 9 December 1992*)
- Public Sector Management Act 1992 - Sections 3, 4 and 5 of Part 1 and sections 104 and 105 of Part 10 on 19 November 1992 (*Gazette No. S60, 19 November 1992*) Those provisions which have not yet been proclaimed, except section 83, section 111 and clause 23 of Schedule 6 on 24 November 1992 (*Gazette No. S62, 24 November 1992*). Section 83 and section 111 on 27 November 1992 (*Gazette No. S63, 27 November 1992*)
- Public Sector (Union Fees) Act 1992 - Whole Act on 24 December 1992 (*Gazette No. G49, 16 December 1992*)
- State Owned Enterprises Act 1992 - Parts 2, 3, 4, 5 and 7 and Schedule 1 on 2 December 1992 (*Gazette No. G47, 2 December 1992*)
- Sunshine Land Act 1992 - Whole Act on 16 December 1992 (*Gazette No. G49, 16 December 1992*)
- Superannuation (Public Sector) Act 1992 - Whole Act on 27 November 1992 (*Gazette No. S63, 27 November 1992*)
- Transport (Amendment) Act 1992 - Whole Act on 1 December 1992 (*Gazette Nos. S65 and S66, 1 December 1992*)
- Victoria Park Land Act 1992 - Whole Act (with the exception of sections 1 to 4 which came into operation on the day on which the Act received Royal Assent) on 1 February 1993 (*Gazette No. G4, 28 January 1993*).

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

- Victoria Park (Land) Bill
- State Owned Enterprises Bill
- Dairy Industry Bill
- State Board of Education (Repeal) Bill
- Transport (Amendment) Bill

State Deficit Levy Bill
 Superannuation (Public Sector) Bill
 Tattersall Consultations (Amendment) Bill
 Police Regulation (Amendment) Bill
 Law Reform Commission (Repeal) Bill
 Public Sector (Union Fees) Bill.

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

On 17 November 1992 -

Annual Leave Payments Bill
 Borrowing and Investment Powers (Melbourne Water Corporation) Bill
 Intellectually Disabled Persons' Services (Trust Money) Bill
 Mildura College Land (Ranfurly) Bill
 Parliamentary Committees (Amendment) Bill
 Parliamentary Salaries and Superannuation (Further Amendment) Bill
 Capital City (Shop Trading) Bill

On 19 November 1992 -

Accident Compensation (WorkCover) Bill
 Public Sector Management Bill

On 24 November 1992 -

Children and Young Persons (Amendment) Bill
 Constitution (Governor's Powers) Bill
 Land Tax (Revision) (Amendment) Bill
 Police Regulation (Amendment) Bill
 Public Authorities (Dividends) (Amendment) Bill
 Public Sector (Union Fees) Bill
 State Deficit Levy Bill
 State Taxation (Amendment) Bill
 Sunshine Land Bill
 Tattersall Consultations (Amendment) Bill
 Transport Accident (Amendment) Bill
 Treasury Corporation of Victoria Bill
 Victorian Tourism Commission (Tourism Victoria) Bill
 Vital State Industries (Works and Services) Bill
 Employee Relations Bill
 Law Reform Commission (Repeal) Bill
 Transport (Amendment) Bill
 Victoria Park Land Bill

On 26 November 1992 -

Superannuation (Public Sector) Bill
 Dairy Industry Bill
 State Board of Education (Repeal) Bill
 State Owned Enterprises Bill.

9 ORDER OF THE DAY DISCHARGED - Motion made, by leave, and question - That the
 following Order of the Day, Government Business, be read and discharged:

Mutual Recognition (Victoria) Bill - Second reading - Resumption of debate.

and that the Bill be withdrawn (*Mr Kennett*) - put and agreed to.

- 10 **ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH** - Order read for resuming debate on question - That the following Address, in reply to the speech of His Excellency the Governor to both Houses of Parliament, be agreed to by this House (for Address see p. 23 *ante*); debate resumed.

*Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders.*

- 11 **ADJOURNMENT** - Question - That the House do now adjourn - proposed and, after debate, Mr Speaker left the Chair at fifty minutes past Ten o'clock.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 14 - Wednesday, 10 March 1993

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **MINISTERIAL STATEMENT - CHILD PROTECTION** - Mr John made a Ministerial Statement relating to Child Protection.
- Motion made, by leave, and question proposed - That this House takes note of the Ministerial Statement (*Mr John*) - and, after debate -
- Motion made and question - That the debate be now adjourned (*Mr Roper*) - put.
- The House divided.

AYES, 27

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Baker	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Cunningham	Ms Marple	Mr Thomson	<i>Tellers</i>
Mr Dollis	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Haermeyer
Mrs Garbutt	Mr Pandazopoulos	Mr Thwaites	Mr Mildenhall

NOES, 59

Mr Ashley	Mr Jasper	Mr Maughan	Mr Spry
Mr Bildstien	Mr Jenkins	Dr Napthine	Mr Steggall
Mr Brown	Mr John	Mr Paterson	Mr Stockdale
Mr Clark	Mr Kennett	Mr Perrin	Mr Tanner
Mr Coleman	Mr Kilgour	Mr Perton	Mrs Tehan
Mr Cooper	Mr Leigh	Mr Pescott	Mr Thompson
Mr Davis	Mr Lupton	Mrs Peulich	(Sandringham)
Mr Dean	Mr McArthur	Mr Phillips	Mr Treasure
Mr Doyle	Mrs McGill	Mr Plowman	Mr Turner
Mr Elder	Mr McGrath	(Benambra)	Mrs Wade
Mrs Elliott	(Warrnambool)	Mr Plowman	Mr Weideman
Mr Finn	Mr McGrath	(Evelyn)	Mr Wells
Mr Gude	(Wimmera)	Mr Reynolds	
Mr Hayward	Mr McLellan	Mr Ryan	
Mr Heffernan	(Frankston East)	Mr Smith	
Mrs Henderson	Mr McNamara	(Glen Waverley)	Tellers
Mr Honeywood	Mr Maclellan	Mr Smith	Mr Rowe
Mr Hyams	(Pakenham)	(Polwarth)	Mr Traynor

And so it was passed in the negative.

Debate resumed on question - That this House takes note of the Ministerial Statement.

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

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

4 **MINISTERIAL STATEMENT - CHILD PROTECTION** - Debate resumed on question - That this House takes note of the Ministerial Statement.

Question - put and agreed to.

5 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:

Kilmany Family Care - Seeking that the House will recognise the firm commitment and high quality of service Kilmany Family Care has provided to the local community through the CRU program to intellectually disabled people, and request that Kilmany Family Care be the preferred tenderer to ensure the program continues to provide this high quality of service, bearing 103 signatures (by Mr Treasure).

Ordered to lie on the Table.

6 **VICTORIAN ABATTOIR AND MEAT INSPECTION AUTHORITY** - Motion made, by leave, and question - That there be presented to this House a copy of the Victorian Abattoir and Meat Inspection Authority Report for the year ended 30 September 1992 (Mr McGrath, Wimmera) - put and agreed to.

7 **PAPER** - Mr McGrath (Wimmera) presented:

Victorian Abattoir and Meat Inspection Authority - Report for the year ended 30 September 1992 - Return to the foregoing Order.

Ordered to lie on the Table.

- 8 **VICTORIAN GOVERNMENT MAJOR PROJECTS UNIT** - Motion made, by leave, and question - That there be presented to this House a copy of the Victorian Government Major Projects Unit Report for the year 1991-92 (*Mr Maclellan, Pakenham*) - put and agreed to.
- 9 **PAPER** - Mr Maclellan (*Pakenham*) presented:
Victorian Government Major Projects Unit - Report for the year 1991-92 - Return to the foregoing Order.
Ordered to lie on the Table.
- 10 **SCRUTINY OF ACTS AND REGULATIONS COMMITTEE** - Mr Perton, Chairman, brought up a Report from the Scrutiny of Acts and Regulations Committee on Subordinate Legislation concerning Statutory Rules Series 1991, together with Appendices.
Ordered to lie on the Table and to be printed.
- 11 **PAPER** - Mr Speaker presented:
Auditor-General - Special Report No. 19 on Salinity.
Ordered to lie on the Table and to be printed.
- 12 **MUTUAL RECOGNITION (VICTORIA) BILL (No.2)** - Mr Kennett obtained leave, with Mr Gude, to bring in a Bill "*to adopt the 'Mutual Recognition Act 1992' of the Commonwealth and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 13 **PARLIAMENTARY SALARIES AND SUPERANNUATION (BASIC SALARY) BILL** - Mr Kennett obtained leave, with Mrs Wade, to bring in a Bill "*to amend the 'Parliamentary Salaries and Superannuation 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.
- 14 **CORRECTION OF BILLS** - Motion made and question - That where a Bill has passed through both Houses and the citation of the Bill includes a reference to a calendar year earlier than that in which the passage of the Bill was completed, the Clerk of the Parliaments be empowered to alter the calendar year reference in the citation of the Bill and any corresponding reference within the Bill itself to the year in which the passage of the Bill is so completed (*Mr Gude*) - put and agreed to.
- 15 **BARLEY MARKETING BILL** - Mr McGrath (*Wimmera*) obtained leave, with Mr Gude, to bring in a Bill "*relating to the marketing of barley and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 16 **COMMERCIAL ARBITRATION (AMENDMENT) BILL** - Mrs Wade obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Commercial Arbitration Act 1984' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 17 **SHOP TRADING (FURTHER AMENDMENT) (AMENDMENT) BILL** - Mr Heffernan obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Shop Trading (Further Amendment) Act 1991' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 18 **ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH** - Order read for resuming debate on question - That the following Address, in reply to the speech of His Excellency the Governor to both Houses of Parliament, be agreed to by this House (for Address see p. 23 *ante*); debate resumed.
- Motion made and question - That the debate be now adjourned (*Mr McGrath, Wimmera*) - put and agreed to.
- Ordered - That the debate be now adjourned until tomorrow.
- 19 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr McGrath, Wimmera*) - put and agreed to.
- 20 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
- And the House, at Fifty-three minutes past Ten o'clock, adjourned until tomorrow.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 15 - Thursday, 11 March 1993

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
- Melbourne/Warrnambool Passenger Train Service - rights of users** - Seeking that the wishes and rights of users of the Melbourne/Warrnambool Passenger Train Service, especially the aged and the handicapped, will be recognised and protected, bearing 1,452 signatures (*by Mrs Henderson*)
- State Deficit Levy** - Seeking that the Government withdraw immediately the \$100 State Deficit Levy, bearing 201 and 1,819 signatures (*by Mr Andrianopoulos and Mr Micallef, respectively*)
- Melbourne/Warrnambool Passenger Train Service - cancellation** - Seeking that the Minister for Transport not cancel the Melbourne/Warrnambool Passenger Train Service, bearing 2,194 signatures (*by Mr Tanner*).
- Severally ordered to lie on the Table.
- 3 **PAPER** - The following proclamation fixing an operative date was laid upon the Table by the Clerk pursuant to an Order of the House dated 27 October 1992:
- Public Sector Management Act 1992 - Clause 23 of Schedule 6 on 1 March 1993 (*Gazette No. S9, 26 February 1993*).
- 4 **GRIEVANCE DAYS** - Motion made and question proposed - That for the purposes of Sessional Order 4(1), Wednesday, 31 March 1993 and Wednesday, 28 April 1993 be appointed days upon which the question "That grievances be noted" shall be put (*Mr Gude*).

Amendment proposed - That after the expression "Wednesday, 28 April 1993" there be inserted the expression "and Wednesday, 19 May 1993" (*Mr Roper*) - and, after debate -

Question - That the expression proposed to be inserted be so inserted - put.

The House divided.

AYES, 26

Mr Andrianopoulos	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Baker	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Cunningham	Mr Micallef	Mr Thomson	
Mr Dollis	Mr Mildenhall	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Mrs Garbutt	Mr Pandazopoulos	Mr Thwaites	Mr Haermeyer
Mr Hamilton	Mr Roper	Dr Vaughan	Ms Marple

NOES, 58

Mr Ashley	Mr Jasper	Dr Naphthine	Mr Spry
Mr Bildstien	Mr Jenkins	Mr Paterson	Mr Steggall
Mr Brown	Mr John	Mr Perrin	Mr Tanner
Mr Clark	Mr Kennett	Mr Perton	Mrs Tehan
Mr Coleman	Mr Kilgour	Mr Pescott	Mr Thompson
Mr Cooper	Mr Leigh	Mrs Peulich	(<i>Sandringham</i>)
Mr Davis	Mr Lupton	Mr Phillips	Mr Traynor
Mr Elder	Mr McArthur	Mr Plowman	Mr Treasure
Mr Doyle	Mrs McGill	(<i>Evelyn</i>)	Mr Turner
Mrs Elliott	Mr McGrath	Mr Reynolds	Mrs Wade
Mr Finn	(<i>Warrnambool</i>)	Mr Richardson	Mr Weideman
Mr Gude	Mr McGrath	Mr Rowe	Mr Wells
Mr Hayward	(<i>Wimmera</i>)	Mr Ryan	
Mr Heffernan	Mr McLellan	Mr Smith	<i>Tellers</i>
Mrs Henderson	(<i>Frankston East</i>)	(<i>Glen Waverley</i>)	Mr Dean
Mr Honeywood	Mr McNamara	Mr Smith	Mr Plowman
Mr Hyams	Mr Maughan	(<i>Polwarth</i>)	(<i>Benambra</i>)

And so it was passed in the negative.

Original motion - put and agreed to.

- 5 **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. 23 *ante*); debate resumed.

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

- 6 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 7 **ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH** - Debate resumed 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. 23 *ante*).

- Motion made and question - That the debate be now adjourned (*Mr Gude*) - put and agreed to.
- Ordered - That the debate be now adjourned until later this day.
- 8 **MUTUAL RECOGNITION (VICTORIA) BILL (No.2)** - 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 (*Ms Kirner*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 25 March 1993.
- 9 **PARLIAMENTARY SALARIES AND SUPERANNUATION (BASIC SALARY) 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 (*Ms Kirner*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 25 March 1993.
- 10 **BARLEY MARKETING BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr McGrath, Wimmera*).
- Motion made and question - That the debate be now adjourned (*Mr Hamilton*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 25 March 1993.
- 11 **COMMERCIAL ARBITRATION (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Wade*).
- Mrs Wade made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*
- Motion made and question - That the debate be now adjourned (*Mr Cole*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 25 March 1993.
- 12 **SHOP TRADING (FURTHER AMENDMENT) (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Heffernan*).
- Motion made and question - That the debate be now adjourned (*Mr Leighton*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 25 March 1993.
- 13 **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. 23 *ante*); debate resumed.
- Motion made and question - That the debate be now adjourned (*Mr Baker*) - put and agreed to.
- Ordered - That the debate be now adjourned until tomorrow.
- 14 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Gude*) - put and agreed to.

15 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at ten minutes past Five o'clock, adjourned until Tuesday,
16 March 1993.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 16, 17 and 18

No. 16 - Tuesday, 16 March 1993

- 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:

Industrial and associated Legislation - Seeking that steps be taken to ensure the repeal of all industrial and associated legislation (e.g. Poll Tax, WorkCare, etc) that has been introduced during the 1992 Spring session of Parliament, together with the implementation of a moratorium on the passage of further legislation which undermines the working conditions of all Victorians, bearing 134 signatures (*by Ms Marple*)

State Deficit Levy - Seeking that the Government withdraw immediately the \$100 State Deficit Levy, bearing 1,342 signatures (*by Mrs Garbutt*)

Coode Island Chemical Storage Facility - Seeking that the proposed transfer of the Coode Island chemical storage facility to Point Wilson, in the Shire of Corio, be rejected, bearing 2,991 signatures (*by Mr Loney*)

Cuts to Education - Seeking that the House re-consider the cuts to Education and enter into negotiation which will bring about change without sacrificing the very people it services, bearing 1,088 signatures (*by Mr McArthur*)

Melbourne/Warrnambool Passenger Train Service - cancellation - Seeking that the Minister for Transport not cancel the Melbourne/Warrnambool Passenger Train Service, bearing 2,587 signatures (*by Mr McGrath, Warrnambool*).

Severally ordered to lie on the Table.

- 4 **NATIONAL ROAD TRANSPORT COMMISSION** - Motion made, by leave, and question - That there be presented to this House a copy of the Report of the National Road Transport Commission for the period ended 30 June 1992 (*Mr Brown*) - put and agreed to.
- 5 **PAPER** - Mr Brown presented:
National Road Transport Commission - Report for the period ended 30 June 1992-
Return to the foregoing Order.
Ordered to lie on the Table.
- 6 **SCRUTINY OF ACTS AND REGULATIONS COMMITTEE** - Mr Perton, Chairman, brought up a Report from the Scrutiny of Acts and Regulations Committee upon the Alert Digest, No. 2 of 1993, together with an Appendix.
Ordered to lie on the Table and to be printed.

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

Melbourne and Metropolitan Board of Works Employees Superannuation Fund - Report for the year 1991-92

Members of Parliament (Register of Interests) Act 1978 -

Cumulative Summary of Returns, September 1992

Summary of Primary Returns, December 1992 and Summary of Variations notified to 1 March 1993.

Severally ordered to be printed.

National Parks Act 1975 - Notice of Consent of the Minister for Conservation and Environment to mineral exploration by CRA Exploration Pty Limited - Chiltern Park under Section 40(5)

State Electoral Office - Report for the year 1991-92

Statutory Rules under the following Acts:

Employee Relations Act 1992 - S.R. No. 26

Public Authorities (Dividends) Act 1983 - S.R. No. 39

Upper Yarra Valley and Dandenong Ranges Authority - Report for the year ended 30 September 1992.

The following proclamations fixing operative dates were laid upon the Table by the Clerk pursuant to an Order of the House dated 27 October 1992:

Agricultural and Veterinary Chemicals Act 1992 - Sections 1, 2, 3, 4, 5, 19 (4), 19 (5), 25, 27, 53, 54, 62, 68, 69, 70, 71, 72, 73, 74, 75, 76 and Schedule 1 on 11 March 1993. Sections 65, 66 and 67 on 11 March 1993 (*Gazette No. G10, 11 March 1993*).

- 8 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Parliamentary Salaries and Superannuation (Basic Salary) Bill.

- 9 **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. 23 *ante*); debate resumed.

*Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders.*

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

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 17 - Wednesday, 17 March 1993

1 Mr Speaker took the Chair and read the Prayer.

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

Prostitution Regulation Act 1986 - Seeking that the House proclaim immediately Sections 61-65 inclusive of the *Prostitution Regulation Act 1986* which would allow Local Councils to effectively control the establishment of brothels within their municipality in accordance with the wishes of the community, bearing 1,991 signatures (*by Mrs Peulich*)

School Crossing Supervisors - City of Waverley - Seeking that the House will stop any move to review the reduction of funding for the employment of school crossing supervisors to the City of Waverley, bearing 61 signatures (*by Mr Smith, Glen Waverley*)

Industrial and associated Legislation - Seeking that steps be taken to ensure the repeal of all industrial and associated legislation (e.g. Poll Tax, WorkCare, etc) that has been introduced during the 1992 Spring session of Parliament, together with the implementation of a moratorium on the passage of further legislation which undermines the working conditions of all Victorians, bearing 76 signatures (*by Mr Leigh*)

Newport-Williamstown Train Service - Seeking that the Minister for Transport reverse his decision to close the Newport-Williamstown train service and work with the local community to ensure its efficient continued operation, bearing 18,480 signatures (*by Mr Cooper*)

State Deficit Levy - Seeking that the Government withdraw immediately the \$100 State Deficit Levy, bearing 85 signatures (*by Mr Micallef*).

Severally ordered to lie on the Table.

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

Adult, Community and Further Education Board - Report for the year 1991-92

Government Employee Housing Authority - Report for the year 1991-92

Industrial Relations Commission - Report of the President for the year ended 31 October 1992

Statutory Rules under the following Acts:

Dangerous Goods Act 1985 - S.R. Nos. 33, 34, 35

Drugs, Poisons and Controlled Substances Act 1981 - S.R. No. 28

Food Act 1984 - S.R. No. 30

Health Act 1958 - S.R. Nos. 29, 31

Marine Act 1988 - S.R. No. 38

Planning and Environment Act 1987 - S.R. No. 36

Stock Diseases Act 1968 - S.R. No. 27

Transport Act 1983 - S.R. No. 37.

- 4 **GAMING MACHINE CONTROL (AMENDMENT) BILL** - Mrs Wade obtained leave, with Mr Gude, to bring in a Bill "to amend the 'Gaming Machine Control Act 1991' and the 'Casino Control Act 1991' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 5 **VOCATIONAL EDUCATION AND TRAINING (COLLEGE EMPLOYMENT) BILL** - Mr Hayward obtained leave, with Mr Gude, to bring in a Bill "to provide for the employment of staff by TAFE college councils and by councils of universities with TAFE divisions, to repeal Part III of the 'Post-Secondary Education Act 1978', to amend the 'Vocational Education and Training Act 1990', the 'Public Sector Management Act 1992' and certain other Acts and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 6 **LAND (CROWN GRANTS AND RESERVES) BILL** - Mr Coleman obtained leave, with Mr Gude, to bring in a Bill "to amend the 'Crown Land (Reserves) Act 1978' and the 'Land Act 1958' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 **CORRECTIONS (MANAGEMENT) BILL** - Mr McNamara obtained leave, with Mr Gude, to bring in a Bill "to amend the 'Corrections Act 1986' to enable correctional services to be provided on a contractual basis, to make further provision with respect to drug testing within prisons, to extend the power to make regulations with respect to the conduct and personal appearance of officers and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 **PUBLIC SERVICE EMPLOYMENT PACKAGES** - Motion made and question proposed - That this House condemns the Government for its actions in secretly entering into employment packages and conditions for senior public service positions (*Mr Kennan*) - and, after debate -
- General Business having been interrupted at 2.00 p.m.
pursuant to Sessional Orders.*
- 9 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 10 **ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH** - Order read for resuming debate on question - That the following Address, in reply to the speech of His Excellency the Governor to both Houses of Parliament, be agreed to by this House (for Address see p. 23 *ante*); debate resumed.
- Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders.*
- Motion made and question - That the sitting be continued (*Mr Gude*) - put and agreed to.
- Debate resumed 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. 23 *ante*).
- Motion made and question - That the debate be now adjourned (*Mr Steggall*) - put and agreed to.
- Ordered - That the debate be adjourned until tomorrow.
- 11 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "An Act to amend the 'Evidence Act 1958' and the 'Crimes Act 1958' with respect to unsworn evidence and unsworn statements and for other purposes".

- 12 **EVIDENCE (UNSWORN EVIDENCE) BILL** - On the motion of Mrs Wade, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 13 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Gude*) - put and agreed to.
- 14 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
And the House, at fifty-six minutes past Ten o'clock, adjourned until tomorrow.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 18 - Thursday, 18 March 1993

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:
Alfred, Royal Southern Memorial and Caulfield Hospitals - Seeking that steps are taken to repeal any legislation amalgamating the Alfred Hospital with the Royal Southern Memorial and Caulfield Hospitals and to enact legislation amalgamating and funding the Royal Southern and Caulfield Hospitals, bearing 308 signatures (*by Mr Tanner*).
Ordered to lie on the Table.
- 3 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
Film Victoria - Report for the year 1991-92
Museum of Victoria Council - Report for the year 1991-92
Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:
Hastings Planning Scheme - No. L36 Part 1
Kowree Planning Scheme - No. L3
Maldon Planning Scheme - No. L5
Nunawading Planning Scheme - No. L55
Traralgon (Shire) Planning Scheme - No. L41
State Library of Victoria Council - Report for the year 1991-92
Statutory Rule under the following Act:
Health Act 1958 - S.R. No. 32.
- 4 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until Tuesday, 30 March 1993 (*Mr Gude*) - put and agreed to.

- 5 **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. 23 *ante*); debate resumed.

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

- 6 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 7 **ADDRESS-IN-REPLY TO THE GOVERNOR'S SPEECH** - Debate resumed 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. 23 *ante*).
Motion made and question - That the debate be now adjourned (*Mr Tanner*) - put and agreed to.
Ordered - That the debate be adjourned until later this day.
- 9 **GAMING MACHINE CONTROL (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Wade*).
Motion made and question - That the debate be now adjourned (*Mr Roper*) - put and agreed to.
Ordered - That the debate be adjourned until Thursday, 1 April 1993.
- 10 **VOCATIONAL EDUCATION AND TRAINING (COLLEGE EMPLOYMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Hayward*).
Motion made and question - That the debate be now adjourned (*Mr Hamilton*) - put and agreed to.
Ordered - That the debate be adjourned until Thursday, 1 April 1993.
- 11 **LAND (CROWN GRANTS AND RESERVES) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Coleman*).
Mr Coleman made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.
Motion made and question - That the debate be now adjourned (*Mr Thomson, Pascoe Vale*) - put and agreed to.
Ordered - That the debate be adjourned until Thursday, 1 April 1993.
- 12 **CORRECTIONS (MANAGEMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr McNamara*).
Motion made and question - That the debate be now adjourned (*Mr Sercombe*) - put and agreed to.
Ordered - That the debate be adjourned until Thursday, 1 April 1993.
- 13 **EVIDENCE (UNSWORN EVIDENCE) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Wade*).
Motion made and question - That the debate be now adjourned (*Mr Cole*) - put and agreed to.
Ordered - That the debate be adjourned until Thursday, 1 April 1993.

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- 14 **SUBORDINATE LEGISLATION (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 Cole*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 1 April 1993.
- 15 **INTERPRETATION OF LEGISLATION (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Wade*).
- Motion made and question - That the debate be now adjourned (*Ms Kirner*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 1 April 1993.
- 16 **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. 23 *ante*); debate resumed.
- Motion made and question - That the debate be now adjourned (*Mr Roper*) - put and agreed to.
- Ordered - That the debate be adjourned until tomorrow.
- 17 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question proposed - That the consideration of remaining business be postponed (*Mr Maclellan, Pakenham*).
- Amendment proposed - That all the words after the word "remaining" be omitted with the view of inserting in place thereof the words "Orders of the Day, Government Business and General Business, Notices of Motion, Nos. 1 to 23 inclusive, be postponed until later this day" (*Mr Roper*) - and, after debate.
- Question - That the words proposed to be omitted stand part of the question - put.
- The House divided.

AYES, 59

Mr Ashley	Mr Kennett	Mr Perrin	Mr Steggall
Mr Bildstien	Mr Kilgour	Mr Perton	Mr Stockdale
Mr Brown	Mr Leigh	Mr Pescott	Mr Tanner
Mr Clark	Mr Lupton	Mrs Peulich	Mrs Tehan
Mr Coleman	Mr McArthur	Mr Phillips	Mr Thompson
Mr Cooper	Mrs McGill	Mr Plowman	(Sandringham)
Mr Davis	Mr McGrath	(Benambra)	Mr Traynor
Mr Doyle	(Warrnambool)	Mr Plowman	Mr Treasure
Mr Elder	Mr McGrath	(Evelyn)	Mr Turner
Mrs Elliott	(Wimmera)	Mr Reynolds	Mrs Wade
Mr Finn	Mr McLellan	Mr Richardson	Mr Weideman
Mr Gude	(Frankston East)	Mr Rowe	Mr Wells
Mr Hayward	Mr McNamara	Mr Ryan	
Mr Heffernan	Mr Maclellan	Mr Smith	
Mrs Henderson	(Pakenham)	(Glen Waverley)	
Mr Jasper	Mr Maughan	Mr Smith	Tellers
Mr Jenkins	Dr Napthine	(Polwarth)	Mr Dean
Mr John	Mr Paterson	Mr Spry	Mr Hyams

NOES, 26

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Sandon	
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Ms Kirner	Mr Sercombe	
Mr Cole	Mr Leighton	Mr Sheehan	
Mr Cunningham	Ms Marple	Mr Thomson	Tellers
Mr Dollis	Mr Micallef	(Pascoe Vale)	Mr Loney
Mrs Garbutt	Mr Mildenhall	Mr Thwaites	Mr Pandazopoulos

And so it was resolved in the affirmative.

Original question - put and agreed to.

18 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at fifty-nine minutes past Five o'clock, adjourned until Tuesday, 30 March 1993.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS No. 19, 20 and 21
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No. 19 - Tuesday, 30 March 1993

- 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:
 - Caulfield General Medical Centre** - Seeking that the community of Caulfield be involved in major decisions regarding the business of the Caulfield General Medical Centre, bearing 21 signatures (*by Mr Tanner*)
 - Cuts to Education** - Seeking that the Government cease the budgetary cuts to education in our schools, bearing 491 signatures (*by Mr Kilgour*).
 Severally ordered to lie on the Table.
- 4 **VISTEL LTD** - Motion made, by leave, and question - That there be presented to this House a copy of the Report of Vistel Ltd for the year 1991-92 (*Mr Smith, Polwarth*) - put and agreed to.
- 5 **PAPER** - Mr Smith (*Polwarth*) presented:
 - Vistel Ltd Report for the year 1991-92 - Return to the foregoing Order.
 Ordered to lie on the Table.
- 6 **SCRUTINY OF ACTS AND REGULATIONS COMMITTEE** - Mr Perton, Chairman, brought up the following reports from the Scrutiny of Acts and Regulations Committee:
 - Report upon the Alert Digest No. 3 of 1993, together with an Appendix
 - First Cumulative Report, together with an Appendix.
 Severally ordered to lie on the Table and to be printed.
- 7 **PAPERS** -
 - Mrs Wade presented by Command of His Excellency the Governor:
 - County Court of Victoria - Report for the year 1991-92
 - Supreme Court Judges - Report for the years 1991 and 1992.
 Severally ordered to lie on the Table.

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

Albury-Wodonga (Victoria) Corporation - Report for the year 1991-92, with a communication from the Minister for Regional Development of the reasons for delay in tabling the report

Crimes Compensation Tribunal - Report for the year 1991-92

Emergency Services Superannuation Board - Report for the year 1991-92

Parliamentary Contributory Superannuation Fund - Report for the year 1991-92

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

All Planning Schemes - No. L30

Bairnsdale (City) Planning Scheme - No. L36

Benalla City Planning Scheme - Nos. L21, L22

Berwick Planning Scheme - No. L39 Part 2

Bright Planning Scheme - No. L31

Broadford Planning Scheme - No. L4

Broadmeadows Planning Scheme - No. L35

Brunswick Planning Scheme - No. L28

Bulla Planning Scheme - No. L66

Buninyong Planning Scheme - No. L43

Cranbourne Planning Scheme - No. L83

Croydon Planning Scheme - No. L53

Flinders Planning Scheme - No. L103

Footscray Planning Scheme - Nos. L34, L39

Geelong Regional Planning Scheme - Nos. R124, R126

Horsham Planning Scheme - Nos. L39, L40

Lillydale Planning Scheme - No. L59

Mansfield Planning Scheme - No. L14

Melbourne Planning Scheme - Nos. L118, L119

Metropolitan Region Planning Schemes - No. RL153

Myrtleford Planning Scheme - No. L23

Omeo Planning Scheme - No. L7

Otway Planning Scheme - No. L21

Ripon Planning Scheme - No. L9

Sherbrooke Planning Scheme - No. L64

South Melbourne Planning Scheme - No. L53

Springvale Planning Scheme - No. L34

Warrnambool City Planning Scheme - No. L30

Werribee Planning Scheme - No. L55

Upper Yarra Planning Scheme - No. L25

State Casual Employees Superannuation Board - Report for the year 1991-92

State Employees Retirement Benefits Board - Report for the year 1991-92

Statutory Rules under the following Acts:

Agricultural and Veterinary Chemicals Act 1992 - S.R. No. 45

County Court Act 1958 - S.R. Nos. 41, 42, 43

Dentists Act 1972 - S.R. No. 50

Dietitians Act 1981 - S.R. No. 46

Fisheries Act 1968 - S.R. No. 47

Legal Profession Practice Act 1958 - S.R. No. 51

Market Court Act 1978 - S.R. No. 49

Port of Melbourne Authority Act 1958 - S.R. No. 40

Stock (Artificial Breeding) Act 1962 - S.R. No. 48

Wildlife Act 1975 - S.R. No. 44.

- 8 **DEBITS TAX (AMENDMENT) BILL** - Mr Stockdale, pursuant to Standing Order No. 169 (b), obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Debits Tax Act 1990' and the 'State Taxation (Amendment) Act 1992' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 **FINANCIAL INSTITUTIONS DUTY (AMENDMENT) BILL** - Mr Stockdale, pursuant to Standing Order No. 169 (b), obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Financial Institutions Duty Act 1982' and the 'State Taxation (Amendment) Act 1992' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:
 Corrections (Management) Bill
 Gaming Machine Control (Amendment) Bill
 Land (Crown Grants and Reserves) 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 **MUTUAL RECOGNITION (VICTORIA) BILL (No. 2)** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.
 Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 13 **PARLIAMENTARY SALARIES AND SUPERANNUATION (BASIC SALARY) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.
 Amendment proposed - That all the words after "That" be omitted with the view of inserting in place thereof the words "this Bill be withdrawn and redrafted to provide for - (a) the omission of the office of Parliamentary Secretaries from the Table to section 6 of the *Parliamentary Salaries and Superannuation Act 1968*; and (b) the reinstatement of salaries and allowances to certain office-holders at the rates provided prior to the 1992 election" (*Mr Kennan*) - and, after debate -
Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders -
 Motion made and question - That the sitting be continued (*Mr Gude*) - 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, 47

Mr Ashley	Mr Kilgour	Mr Phillips	Mrs Tehan
Mr Brown	Mr Lupton	Mr Plowman	Mr Thompson
Mr Coleman	Mr McArthur	(Benambra)	(Sandringham)
Mr Davis	Mrs McGill	Mr Plowman	Mr Traynor
Mr Dean	Mr McGrath	(Evelyn)	Mr Treasure
Mrs Elliott	(Warrnambool)	Mr Reynolds	Mr Turner
Mr Gude	Mr McGrath	Mr Rowe	Mrs Wade
Mr Hayward	(Wimmera)	Mr Ryan	Mr Wells
Mr Heffernan	Mr McNamara	Mr Smith	
Mrs Henderson	Mr Maclellan	(Glen Waverley)	
Mr Hyams	(Pakenham)	Mr Smith	
Mr Jasper	Mr Maughan	(Polwarth)	
Mr Jenkins	Mr Paterson	Mr Spry	Tellers
Mr John	Mr Pescott	Mr Stockdale	Mr Doyle
Mr Kennett	Mrs Peulich	Mr Tanner	Mr Finn

NOES, 26

Mr Andrianopoulos	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Baker	Mr Kennan	Mr Seitz	
Mr Batchelor	Ms Kirner	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Sheehan	
Mr Cole	Mr Loney	Mr Thomson	
Mr Dollis	Mr Micallef	(Pascoe Vale)	Tellers
Mrs Garbutt	Mr Mildenhall	Mr Thwaites	Mr Cunningham
Mr Haermeyer	Mr Roper	Dr Vaughan	Ms Marple

And so it was resolved in the affirmative.

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

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

- 14 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to repeal the 'Sheep Owners Protection Act 1961' and for other purposes*".
- 15 **SHEEP OWNERS PROTECTION (REPEAL) BILL** - On the motion of Mr McNamara, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 16 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Gude*) - put and agreed to.

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

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

WEDNESDAY 31 MARCH 1993

Question - put and agreed to.

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

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 20 - Wednesday, 31 March 1993

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

Community Health Funding in West Gippsland - Seeking that there will be no cuts to community health funding in West Gippsland, bearing 632 signatures (*by Mr Tanner*)

Mobile Area Resource Centre - Seeking that the schools currently supported by the Mobile Area Resource Centre, based at Lardner, be permitted to retain their shared resource collection and librarian in a central location under the management of designated Primary Schools, bearing 305 signatures (*by Mr Tanner*)

Pedestrian Crossing in Grange Road, Glenhuntly - Seeking that the House advise Vicroads and Caulfield Council of the need for a pedestrian crossing, with lights, in Grange Road, Glenhuntly, bearing 70 signatures (*by Mr Tanner*)

Emergency Teachers at Manifold Heights Primary School - Seeking that emergency teachers be employed at Manifold Heights primary school to fill staff absences if all short term replacement teachers have been allocated on a particular day, bearing 183 signatures (*by Mrs Henderson*)

Melbourne/Warrnambool Passenger Train Service - Rights of Users - Seeking that the wishes and rights of users of the Melbourne/Warrnambool Passenger Train Service, especially the aged and the handicapped, will be recognised and protected, bearing 581 signatures (*by Mrs Henderson*)

State Deficit Levy - Seeking that the *State Deficit Levy Act 1992* be amended to enable the yearly tax to be based upon the individual's ability to pay, bearing 2,994 signatures (*by Mr Lupton*).

Severally ordered to lie on the Table.

- 3 **SCRUTINY OF ACTS AND REGULATIONS COMMITTEE** - Mr Perton, Chairman, brought up the Second Report from the Scrutiny of Acts and Regulations Committee upon Subordinate Legislation on Port of Melbourne Authority (Transport, Handling and Storage of Dangerous Substances and Oils) Regulations 1992 (SR 207/1992), together with Appendices.

Ordered to lie on the Table and to be printed.

- 4 **PAPER** -

Mr Speaker presented:

Accident Compensation Act 1985:

Actuarial Report on WorkCover as at 31 December 1992.

Ordered to lie on the Table.

- 5 **GRIEVANCES** - Question - That grievances be noted - put, after debate, and agreed to.

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

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

- 7 **BOARD OF STUDIES BILL** - Mr Hayward obtained leave, with Mr Gude, to bring in a Bill "to establish the Board of Studies, to repeal the 'Victorian Curriculum and Assessment Board Act 1986' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 8 **LAND TAX (AMENDMENT) BILL** - Mr Stockdale obtained leave, with Mr Smith (*Polwarth*), to bring in a Bill "to amend the 'Land Tax Act 1958' and the Land Tax (Revision) Act 1991 and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 9 **MURRAY-DARLING BASIN BILL** - Mr Coleman obtained leave, with Mr Gude, to bring in a Bill "to approve and provide for carrying out an agreement entered into between the Commonwealth, New South Wales, Victoria and South Australia with regard to the water, land and other environmental resources of the Murray-Darling Basin, and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 10 **DEBITS TAX (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Stockdale*).

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

Ordered - That the debate be adjourned until Wednesday, 14 April 1993.

- 11 **FINANCIAL INSTITUTIONS DUTY (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Stockdale*).

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

Ordered - That the debate be adjourned until Wednesday, 14 April 1993.

- 12 **SHEEP OWNERS PROTECTION (REPEAL) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr McNamara*).
- Motion made and question - That the debate be now adjourned (*Mr Sercombe*) - put and agreed to.
- Ordered - That the debate be adjourned until tomorrow.
- 13 **COMMERCIAL ARBITRATION (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and, by leave, read a third time forthwith with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 14 **SHOP TRADING (FURTHER AMENDMENT) (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 10.00 p.m.
pursuant to Sessional Orders -*
- 15 **ADJOURNMENT** - Question - That the House do now adjourn - proposed and, after debate, Mr Speaker left the Chair at nine minutes past Eleven o'clock.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 21 - Thursday, 1 April 1993

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
- Increase of Minimum Sentences** - Seeking that the minimum sentences for all crimes be increased, bearing 194 signatures (*by Mr Maughan*)
 - Re-introduction of Capital Punishment** - Seeking that the Government will re-introduce capital punishment for certain violent crimes, bearing 174 signatures (*by Mr Maughan*)
 - State Deficit Levy** - Seeking that the House immediately withdraw the State Deficit Levy, bearing 249 signatures (*by Mr Batchelor*).
- Severally ordered to lie on the Table.

3 PAPER -

Mr Speaker presented:

Auditor-General - Special Report No. 20 on the National Tennis Centre Trust and the Zoological Board of Victoria

Ordered to lie on the Table and to be printed.

4 SHEEP OWNERS PROTECTION (REPEAL) BILL - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.

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

5 SHOP TRADING (FURTHER AMENDMENT) (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 2.00 p.m.
pursuant to Sessional Orders.*

6 QUESTIONS - (Pursuant to Standing Order No. 124).**7 SHOP TRADING (FURTHER AMENDMENT) (AMENDMENT) BILL - Debate resumed on question - That this Bill be now read a second time. Bill read a second time and committed; considered in Committee.**

Committee reported progress; to sit again next day.

8 POSTPONEMENT OF ORDER OF THE DAY - Ordered - That the consideration of Order of the Day, Government Business, No. 3, be postponed until later this day.**9 BOARD OF STUDIES BILL - Motion made and question proposed - That this Bill be now read a second time (*Mr Hayward*).**

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

Ordered - That the debate be adjourned until Thursday, 15 April 1993.

10 POSTPONEMENT OF ORDER OF THE DAY - Ordered - That the consideration of Order of the Day, Government Business, No. 5, be postponed until later this day.**11 MURRAY-DARLING BASIN BILL - Motion made and question proposed - That this Bill be now read a second time (*Mr McGrath, Wimmera*).**

Motion made and question - That the debate be now adjourned (*Ms Marple*) - put and agreed to.

Ordered - That the debate be adjourned until Thursday, 15 April 1993.

12 POSTPONEMENT OF REMAINING BUSINESS - Motion made and question proposed - That the consideration of remaining business be postponed (*Mr McGrath, Wimmera*).

Amendment proposed - That all the words after "remaining" be omitted with the view of inserting in place thereof the words "Orders of the Day, Government Business and General Business, Notices of Motion Nos. 1 to 23 inclusive, be postponed until later this day" (*Mr Roper*) - and, after debate -

Motion made and question - That the question be now put (*Mr McGrath, Wimmera*) - put.

The House divided.

AYES, 58

Mr Ashley	Mr Jasper	Mr Paterson	Mr Steggall
Mr Bildstien	Mr Jenkins	Mr Perrin	Mr Tanner
Mr Brown	Mr John	Mr Perton	Mrs Tehan
Mr Clark	Mr Kennett	Mr Pescott	Mr Thompson
Mr Coleman	Mr Kilgour	Mrs Peulich	(<i>Sandringham</i>)
Mr Cooper	Mr Leigh	Mr Phillips	Mr Traynor
Mr Davis	Mr Lupton	Mr Plowman	Mr Turner
Mr Dean	Mr McArthur	(<i>Benambra</i>)	Mrs Wade
Mr Doyle	Mrs McGill	Mr Plowman	Mr Weideman
Mr Elder	Mr McGrath	(<i>Evelyn</i>)	Mr Wells
Mrs Elliott	(<i>Warrnambool</i>)	Mr Reynolds	
Mr Finn	Mr McGrath	Mr Richardson	
Mr Gude	(<i>Wimmera</i>)	Mr Rowe	
Mr Hayward	Mr McNamara	Mr Smith	
Mr Heffernan	Mr Maclellan	(<i>Glen Waverley</i>)	
Mrs Henderson	(<i>Pakenham</i>)	Mr Smith	<i>Tellers</i>
Mr Honeywood	Mr Maughan	(<i>Polwarth</i>)	Mr Ryan
Mr Hyams	Dr Napthine	Mr Spry	Mr Treasure

NOES, 26

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Baker	Mr Kennan	Mr Sandon	
Mr Batchelor	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Mr Loney	Mr Sheehan	
Mr Dollis	Ms Marple	Mr Thomson	<i>Tellers</i>
Mrs Garbutt	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Pandazopoulos
Mr Haermeyer	Mr Mildenhall	Dr Vaughan	Mr Thwaites

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, 57

Mr Ashley	Mr Jenkins	Mr Perton	Mrs Tehan
Mr Bildstien	Mr John	Mr Pescott	Mr Thompson
Mr Brown	Mr Kennett	Mrs Peulich	(Sandringham)
Mr Clark	Mr Kilgour	Mr Phillips	Mr Traynor
Mr Coleman	Mr Leigh	Mr Plowman	Mr Treasure
Mr Cooper	Mr Lupton	(Benambra)	Mr Turner
Mr Davis	Mr McArthur	Mr Plowman	Mrs Wade
Mr Dean	Mrs McGill	(Evelyn)	Mr Weideman
Mr Elder	Mr McGrath	Mr Reynolds	Mr Wells
Mrs Elliott	(Warrnambool)	Mr Richardson	
Mr Finn	Mr McGrath	Mr Rowe	
Mr Gude	(Wimmera)	Mr Ryan	
Mr Hayward	Mr McNamara	Mr Smith	
Mr Heffernan	Mr Maclellan	(Glen Waverley)	
Mrs Henderson	(Pakenham)	Mr Smith	
Mr Honeywood	Mr Maughan	(Polwarth)	Tellers
Mr Hyams	Mr Paterson	Mr Steggall	Mr Doyle
Mr Jasper	Mr Perrin	Mr Tanner	Mr Spry

NOES, 26

Mr Andrianopoulos	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Baker	Mr Kennan	Mr Seitz	
Mr Batchelor	Ms Kirner	Mr Sercombe	
Mr Cole	Mr Leighton	Mr Sheehan	
Mr Cunningham	Mr Loney	Mr Thomson	
Mr Dollis	Ms Marple	(Pascoe Vale)	Tellers
Mrs Garbutt	Mr Micallef	Mr Thwaites	Mr Mildenhall
Mr Haermeyer	Mr Roper	Dr Vaughan	Mr Pandazopoulos

And so it was resolved in the affirmative.

Original question - put and agreed to.

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

And the House, at twenty-four minutes past Six o'clock, adjourned until Tuesday, 6 April 1993.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS
Nos. 22, 23 and 24

No. 22 - Tuesday, 6 April 1993

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **MURRAY-DARLING BASIN BILL** - Pursuant to section 85 of the *Constitution Act 1975*, Mr Coleman gave a notice of intention to make a statement of the reason why section 85 should be altered or varied by the Bill.
- 4 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:

Institute of Educational Administration - Seeking that the Institute of Educational Administration continues to provide high quality residential training programs and other activities to improve the administrative ability of certain persons in accordance with the *Institute of Educational Administration Act 1980*, bearing 33 signatures (*by Mr Spry*).

Ordered to lie on the Table.

- 5 **SCRUTINY OF ACTS AND REGULATIONS COMMITTEE** - Mr Perton, Chairman, brought up a Report from the Scrutiny of Acts and Regulations Committee upon the Alert Digest No. 4 of 1993, together with an Appendix.
- 6 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

National Parks Act 1975 - Order in Council amending regulations applying to land listed in Schedule Four

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

- Bulla Planning Scheme - No. L61
- Bungaree Planning Scheme - No. L16
- Frankston Planning Scheme - No. L45
- Hastings Planning Scheme - No. L74 Parts 1 and 2
- Heidelberg Planning Scheme - No. L54
- Nunawading Planning Scheme - No. L59
- Prahan Planning Scheme - No. L28

Statutory Rule under the Supreme Court Act 1986 - S.R. No. 52

Wildlife Act 1975 - Notices of Closure of Areas to Hunting pursuant to Section 86 (four papers).

7 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - ASSENT TO BILL** - Informing the Assembly that he had, that day, given the Royal Assent to the Sheep Owners Protection (Repeal) Bill, presented to him by the Clerk of the Parliaments.

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

Debits Tax (Amendment) Bill
Murray-Darling Basin Bill.

9 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Appropriation (1992-93) Bill, and transmitting Estimates of Expenditure requiring annual appropriation in the financial year 1992-93 for recurrent services and for certain works and purposes.

Estimates ordered to lie on the Table.

10 **APPROPRIATION (1992-93) BILL** - Mr Stockdale, pursuant to Standing Order No. 169(a), obtained leave, with Mr Kennett, to bring in a Bill "to appropriate certain sums out of the Consolidated Fund by programs for recurrent services and for certain works and purposes for the financial year 1992-93 and to appropriate the supplies granted for recurrent services and for certain works and purposes under the 'Appropriation (Interim Provision 1992-93) Act 1992' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time forthwith.

Motion made and question proposed - That this Bill be now read a second time (Mr Stockdale).

Motion made and question - That the debate be now adjourned (Mr Baker) - put and agreed to.

Ordered - That the debate be adjourned until Tuesday, 20 April 1993.

11 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Appropriation (Parliament 1992-93) Bill, and transmitting Estimates of Expenditure requiring annual appropriation in the financial year 1992-93 for recurrent services and for certain works and purposes.

Estimates ordered to lie on the Table.

12 **APPROPRIATION (PARLIAMENT 1992-93) BILL** - Mr Stockdale, pursuant to Standing Order No. 169(a), obtained leave, with Mr Kennett, to bring in a Bill "to appropriate certain sums out of the Consolidated Fund by programs for recurrent services and for certain works and purposes for the financial year 1992-93 and to appropriate the supplies granted for recurrent services and for certain works and purposes under the 'Appropriation (Interim Provision, Parliament 1992-93) Act 1992' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time forthwith.

Motion made and question proposed - That this Bill be now read a second time (Mr Stockdale).

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

Ordered - That the debate be adjourned until Tuesday, 20 April 1993.

- 13 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Supply (1993-94, No. 1) Bill.

- 14 **SUPPLY (1993-94, No. 1) BILL** - Mr Stockdale, pursuant to Standing Order No. 169(a), obtained leave, with Mr Kennett, to bring in a Bill "*to make interim provision for the appropriation of moneys out of the Consolidated Fund for recurrent services and for certain works and purposes for the financial year 1993-94*"; 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 Stockdale*).

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

Ordered - That the debate be adjourned until Tuesday, 20 April 1993.

- 15 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Supply (Parliament 1993-94, No. 1) Bill.

- 16 **SUPPLY (PARLIAMENT 1993-94, No. 1) BILL** - Mr Stockdale, pursuant to Standing Order No. 169(a), obtained leave, with Mr Kennett, to bring in a Bill "*to make interim provision for the appropriation of moneys out of the Consolidated Fund for recurrent services and for certain works and purposes for the Parliament for the financial year 1993-94*"; 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 Stockdale*).

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

Ordered - That the debate be adjourned until Tuesday, 20 April 1993.

- 17 **MINISTERIAL ADDRESS** - *Amended* motion made, by leave, and question proposed - That -

1. The operation of Standing Orders and Sessional Orders be suspended so far as to allow for the interruption of business at 10.15 a.m. on Wednesday, 7 April 1993 to permit the Minister for Finance, the Hon. I.W. Smith, M.P. to address the Members of both Houses and inform the public of the financial situation of State Superannuation Schemes and the subsequent implications for the State debt.
2. Any business under discussion and not disposed of at 10.15 a.m. on that day shall be resumed immediately at the conclusion of the Minister's address and the withdrawal of Members of the Legislative Council and any Member speaking at the time of interruption may, upon the resumption of debate thereon, continue such speech.
3. The televising of the address be permitted in accordance with the guidelines for the televising and broadcasting of proceedings adopted by Resolution of the House on 27 October 1992.

4. The Speaker of the Legislative Assembly shall chair the sitting and the conduct of proceedings will be in accordance with the Standing Orders of the Legislative Assembly.
5. A Message be sent to the Legislative Council acquainting them of the Resolution and inviting Honourable Members of that House to attend the Legislative Assembly Chamber to hear the address.

(Mr Gude).

Declaration of Motion as Urgent - Limitation of debate - Mr Gude declared that this motion was an urgent Motion and moved - That this motion be considered an urgent motion.

Mr Speaker having ascertained that twenty members approved of the proposed motion being put -

Question - That the motion be considered an urgent motion - put.

The House divided.

AYES, 58

Mr Ashley	Mr Jasper	Dr Napthine	Mr Spry
Mr Bildstien	Mr Jenkins	Mr Paterson	Mr Steggall
Mr Brown	Mr John	Mr Perrin	Mr Tanner
Mr Clark	Mr Kilgour	Mr Perton	Mrs Tehan
Mr Coleman	Mr Leigh	Mr Pescott	Mr Thompson
Mr Cooper	Mr Lupton	Mr Phillips	(Sandringham)
Mr Davis	Mr McArthur	Mr Plowman	Mr Traynor
Mr Dean	Mrs McGill	(Benambra)	Mr Treasure
Mr Doyle	Mr McGrath	Mr Plowman	Mr Turner
Mr Elder	(Warrnambool)	(Evelyn)	Mrs Wade
Mrs Elliott	Mr McGrath	Mr Reynolds	Mr Weideman
Mr Finn	(Winmera)	Mr Richardson	
Mr Gude	Mr McLellan	Mr Rowe	
Mr Hayward	(Frankston East)	Mr Ryan	
Mr Heffernan	Mr McNamara	Mr Smith	
Mrs Henderson	Mr Maclellan	(Glen Waverley)	Tellers
Mr Honeywood	(Pakenham)	Mr Smith	Mrs Peulich
Mr Hyams	Mr Maughan	(Polwarth)	Mr Wells

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Mildenhall	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Mr Loney	Mr Sheehan	Tellers
Mr Dollis	Ms Marple	Mr Thomson	Mr Pandazopoulos
Mrs Garbutt	Mr Micallef	(Pascoe Vale)	Mr Thwaites

And so it was resolved in the affirmative.

Motion made and question - That the time allotted for the consideration of the motion be until 8.30 p.m. this day (Mr Gude) - after debate, put.

The House divided.

AYES, 58

Mr Ashley	Mr Jenkins	Mr Paterson	Mr Spry
Mr Bildstien	Mr John	Mr Perrin	Mr Steggall
Mr Brown	Mr Kilgour	Mr Perton	Mr Tanner
Mr Clark	Mr Leigh	Mr Pescott	Mrs Tehan
Mr Coleman	Mr Lupton	Mrs Peulich	Mr Thompson
Mr Cooper	Mr McArthur	Mr Phillips	(<i>Sandringham</i>)
Mr Davis	Mrs McGill	Mr Plowman	Mr Traynor
Mr Dean	Mr McGrath	(<i>Benambra</i>)	Mr Turner
Mr Doyle	(<i>Warrnambool</i>)	Mr Plowman	Mrs Wade
Mr Elder	Mr McGrath	(<i>Evelyn</i>)	Mr Weideman
Mrs Elliott	(<i>Wimmera</i>)	Mr Reynolds	Mr Wells
Mr Gude	Mr McLellan	Mr Richardson	
Mr Hayward	(<i>Frankston East</i>)	Mr Rowe	
Mr Heffernan	Mr McNamara	Mr Ryan	
Mrs Henderson	Mr Maclellan	Mr Smith	
Mr Honeywood	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	<i>Tellers</i>
Mr Hyams	Mr Maughan	Mr Smith	Mr Finn
Mr Jasper	Dr Napthine	(<i>Polwarth</i>)	Mr Treasure

NOES, 27

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Baker	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Ms Marple	Mr Sheehan	
Mr Cunningham	Mr Micallef	Mr Thomson	<i>Tellers</i>
Mr Dollis	Mr Mildenhall	(<i>Pascoe Vale</i>)	Mr Haermeyer
Mrs Garbutt	Mr Pandazopoulos	Mr Thwaites	Mr Loney

And so it was resolved in the affirmative.

Debate resumed on question - That -

1. The operation of Standing Orders and Sessional Orders be suspended so far as to allow for the interruption of business at 10.15 a.m. on Wednesday, 7 April 1993 to permit the Minister for Finance, the Hon. I.W. Smith, M.P. to address the Members of both Houses and inform the public of the financial situation of State Superannuation Schemes and the subsequent implications for the State debt.
2. Any business under discussion and not disposed of at 10.15 a.m. on that day shall be resumed immediately at the conclusion of the Minister's address and the withdrawal of Members of the Legislative Council and any Member speaking at the time of interruption may, upon the resumption of debate thereon continue such speech.
3. The televising of the address be permitted in accordance with the guidelines for the televising and broadcasting of proceedings adopted by Resolution of the House on 27 October 1992.
4. The Speaker of the Legislative Assembly shall chair the sitting and the conduct of proceedings will be in accordance with the Standing Orders of the Legislative Assembly.

5. A Message be sent to the Legislative Council acquainting them of the Resolution and inviting Honourable Members of that House to attend the Legislative Assembly Chamber to hear the address.

Amendments proposed -

1. That in paragraph 1, the expression "10.15 a.m." be omitted with the view of inserting in place thereof the expression "3.00 p.m."
2. That in paragraph 1, the words "address the Members of both Houses and" be omitted with the view of inserting in place thereof the words "make a Ministerial Statement to".
3. That in paragraph 1, after the word "debt" there be inserted the words 'after which the motion "That this House takes note of the Ministerial Statement" will be put to allow opportunity for debate on the matter.'
4. That in paragraph 2, the expression "10.15 a.m." be omitted with the view of inserting in place thereof the expression "3.00 p.m."
5. That in paragraph 2, the words "Minister's address and withdrawal of the Members of the Legislative Council" be omitted with the view of inserting in place thereof the words "the proceedings on the Ministerial Statement".
6. That in paragraph 3, the word "address" be omitted with the view of inserting in place thereof the word "proceedings".
7. That paragraph 4 be omitted.
8. That paragraph 5 be omitted.
9. That the following paragraph be inserted to follow paragraph 5:
"A. Following the completion of the proceedings the Minister undertake to hold a public meeting to provide the public with an opportunity of being involved in the debate and to ask questions."

(Mr Roper) - and, after debate -

Limitation of Debate - The time allotted for consideration of the motion having expired -

Amendment No. 1 -

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

The House divided.

AYES, 59

Mr Ashley	Mr Jasper	Dr Naphthine	Mr Spry
Mr Bildstien	Mr Jenkins	Mr Paterson	Mr Steggall
Mr Brown	Mr John	Mr Perrin	Mr Tanner
Mr Clark	Mr Kennett	Mr Perton	Mrs Tehan
Mr Coleman	Mr Kilgour	Mr Pescott	Mr Thompson
Mr Cooper	Mr Leigh	Mrs Peulich	(Sandringham)
Mr Davis	Mr Lupton	Mr Phillips	Mr Traynor
Mr Dean	Mr McArthur	Mr Plowman	Mr Treasure
Mr Doyle	Mr McGrath	(Benambra)	Mr Turner
Mr Elder	(Warrnambool)	Mr Plowman	Mrs Wade
Mrs Elliott	Mr McGrath	(Evelyn)	Mr Weideman
Mr Finn	(Wimmera)	Mr Reynolds	Mr Wells
Mr Gude	Mr McLellan	Mr Richardson	
Mr Hayward	(Frankston East)	Mr Ryan	
Mr Heffernan	Mr McNamara	Mr Smith	
Mrs Henderson	Mr Maclellan	(Glen Waverley)	Tellers
Mr Honeywood	(Pakenham)	Mr Smith	Mrs McGill
Mr Hyams	Mr Maughan	(Polwarth)	Mr Rowe

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Ms Kirner	Mr Sercombe	
Mr Cole	Mr Leighton	Mr Sheehan	
Mr Cunningham	Mr Micallef	Mr Thomson	Tellers
Mr Dollis	Mr Mildenhall	(Pascoe Vale)	Mr Loney
Mrs Garbutt	Mr Pandazopoulos	Mr Thwaites	Ms Marple

And so it was resolved in the affirmative.

Question - That the remaining amendments be agreed to - put.

The House divided.

AYES, 27

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Baker	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Dollis	Ms Marple	Mr Thomson	Tellers
Mrs Garbutt	Mr Micallef	(Pascoe Vale)	Mr Cunningham
Mr Haermeyer	Mr Mildenhall	Mr Thwaites	Mr Pandazopoulos

NOES, 59

Mr Ashley	Mr John	Mr Perrin	Mrs Tehan
Mr Bildstien	Mr Kennett	Mr Perton	Mr Thompson
Mr Brown	Mr Kilgour	Mr Pescott	(Sandringham)
Mr Clark	Mr Leigh	Mrs Peulich	Mr Traynor
Mr Coleman	Mr Lupton	Mr Phillips	Mr Treasure
Mr Cooper	Mr McArthur	Mr Plowman	Mr Turner
Mr Davis	Mrs McGill	(Benambra)	Mrs Wade
Mr Dean	Mr McGrath	Mr Plowman	Mr Weideman
Mr Doyle	(Warrnambool)	(Evelyn)	Mr Wells
Mr Elder	Mr McGrath	Mr Reynolds	
Mrs Elliott	(Wimmera)	Mr Richardson	
Mr Finn	Mr McLellan	Mr Rowe	
Mr Gude	(Frankston East)	Mr Ryan	
Mr Hayward	Mr McNamara	Mr Smith	
Mr Heffernan	Mr Maclellan	(Glen Waverley)	
Mr Honeywood	(Pakenham)	Mr Smith	
Mr Hyams	Mr Maughan	(Polwarth)	Tellers
Mr Jasper	Dr Napthine	Mr Steggall	Mrs Henderson
Mr Jenkins	Mr Paterson	Mr Tanner	Mr Spry

And so it was passed in the negative.

Original question - put.

The House divided.

AYES, 59

Mr Bildstien	Mr Jenkins	Mr Paterson	Mr Spry
Mr Brown	Mr John	Mr Perrin	Mr Steggall
Mr Clark	Mr Kennett	Mr Perton	Mr Tanner
Mr Coleman	Mr Kilgour	Mr Pescott	Mrs Tehan
Mr Cooper	Mr Leigh	Mrs Peulich	Mr Thompson
Mr Davis	Mr Lupton	Mr Phillips	(Sandringham)
Mr Dean	Mrs McGill	Mr Plowman	Mr Traynor
Mr Doyle	Mr McGrath	(Benambra)	Mr Treasure
Mr Elder	(Warrnambool)	Mr Plowman	Mr Turner
Mrs Elliott	Mr McGrath	(Evelyn)	Mrs Wade
Mr Finn	(Wimmera)	Mr Reynolds	Mr Weideman
Mr Gude	Mr McLellan	Mr Richardson	Mr Wells
Mr Hayward	(Frankston East)	Mr Rowe	
Mr Heffernan	Mr McNamara	Mr Ryan	
Mrs Henderson	Mr Maclellan	Mr Smith	
Mr Honeywood	(Pakenham)	(Glen Waverley)	Tellers
Mr Hyams	Mr Maughan	Mr Smith	Mr Ashley
Mr Jasper	Dr Napthine	(Polwarth)	Mr McArthur

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Pandazopoulos	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Mr Loney	Mr Sheehan	<i>Tellers</i>
Mr Dollis	Ms Marple	Mr Thomson	Mr Mildenhall
Mrs Garbutt	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Thwaites

And so it was resolved in the affirmative.

Question - That a message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the resolution and invites Honourable Members of the Legislative Council to attend the Legislative Assembly Chamber to hear the address by the Minister for Finance on the financial situation of State Superannuation Schemes and the subsequent implications for the State debt and proposes that the place and time of such address be the Legislative Assembly Chamber on Wednesday next at 10.15 a.m. - put.

The House divided.

AYES, 59

Mr Ashley	Mr Jenkins	Mr Paterson	Mrs Tehan
Mr Bildstien	Mr John	Mr Perrin	Mr Thompson
Mr Brown	Mr Kennett	Mr Pertont	(<i>Sandringham</i>)
Mr Clark	Mr Kilgour	Mr Pescott	Mr Traynor
Mr Coleman	Mr Leigh	Mrs Peulich	Mr Treasure
Mr Cooper	Mr Lupton	Mr Phillips	Mrs Wade
Mr Davis	Mr McArthur	Mr Plowman	Mr Weideman
Mr Dean	Mrs McGill	(<i>Evelyn</i>)	Mr Wells
Mr Doyle	Mr McGrath	Mr Reynolds	
Mr Elder	(<i>Warrnambool</i>)	Mr Richardson	
Mrs Elliott	Mr McGrath	Mr Rowe	
Mr Finn	(<i>Wimmera</i>)	Mr Ryan	
Mr Gude	Mr McLellan	Mr Smith	
Mr Hayward	(<i>Frankston East</i>)	(<i>Glen Waverley</i>)	
Mr Heffernan	Mr McNamara	Mr Smith	
Mrs Henderson	Mr Maclellan	(<i>Polwarth</i>)	<i>Tellers</i>
Mr Honeywood	(<i>Pakenham</i>)	Mr Spry	Mr Plowman
Mr Hyams	Mr Maughan	Mr Steggall	(<i>Benambra</i>)
Mr Jasper	Dr Napthine	Mr Tanner	Mr Turner

NOES, 27

Mr Baker	Mr Kennan	Mr Roper	Dr Vaughan
Mr Batchelor	Ms Kirner	Mr Sandon	Mrs Wilson
Dr Coghill	Mr Leighton	Mr Seitz	
Mr Cole	Mr Loney	Mr Sercombe	
Mr Cunningham	Ms Marple	Mr Sheehan	
Mr Dollis	Mr Micallef	Mr Thomson	<i>Tellers</i>
Mrs Garbutt	Mr Mildenhall	(<i>Pascoe Vale</i>)	Mr Andrianopoulos
Mr Hamilton	Mr Pandazopoulos	Mr Thwaites	Mr Haermeyer

And so it was resolved in the affirmative.

- 18 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Mutual Recognition (Victoria) Bill (No. 2) without amendment.
- 19 **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.
- 20 **BARLEY MARKETING BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

*Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders.*

Motion made and question - That the sitting be continued (*Mr McGrath, Wimmera*) - 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, 7 APRIL 1993

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

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

- 21 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Parliamentary Salaries and Superannuation (Basic Salary) Bill without amendment.
- 22 **SHOP TRADING (FURTHER AMENDMENT) (AMENDMENT) BILL** - Further considered in Committee and reported without amendment; read a third time.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 23 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Gude*) - put and agreed to.
- 24 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
- And the House, at forty-four minutes past Four o'clock in the morning, adjourned until later this day.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 23 - Wednesday, 7 April 1993

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
- State Deficit Levy** - Seeking that the House immediately withdraw the State Deficit Levy, bearing 344 signatures (*by Mrs Garbutt*)
 - Coode Island Chemical Storage Facility** - Seeking that the proposed transfer of the Coode Island chemical storage facility to Point Wilson, in the Shire of Corio, be rejected, bearing 131 signatures (*by Mr Loney*)
 - School Bus Service - Heywood and surrounds** - Seeking that a thorough investigation be undertaken into road safety aspects prior to removal of the two school buses servicing the district surrounding the town of Heywood, bearing 17 signatures (*by Dr Naphthine*)
 - Emergency Teachers at Victorian State Primary Schools** - Seeking that emergency teachers be employed at Victorian State Primary Schools to fill staff absences if all short term replacement teachers have been allocated on a particular day, bearing 410 signatures (*by Mr Paterson*).

Severally ordered to lie on the Table.

- 3 **OVERSEAS PROJECTS CORPORATION** - Motion made, by leave, and question - That there be presented to this House a copy of the Report of the Overseas Projects Corporation of Victoria Limited for the year 1991-92 (*Mr Gude*) - put and agreed to.

- 4 **PAPER** - Mr Gude presented:

Overseas Projects Corporation of Victoria Limited - Report for the year 1991-92 - Return to the foregoing Order.

Ordered to lie on the Table.

- 5 **ADJOURNMENT MOTION - CLINICAL SERVICES FUNDING** - Mr Roper proposed the adjournment of the House for the purpose of discussing a definite matter of urgent public importance, namely -

"The decision by the Minister for Health to discriminate against the majority of Victorian women by funding clinical services at only three of the State's family planning services and neglecting the need for the provision of clinical programmes at the majority of clinics."

Mr Speaker ascertained that twelve Members approved of the proposed discussion.

*Business having been interrupted at 10.15 a.m.
pursuant to Order of the House of 6 April 1993.*

- 6 **MINISTERIAL ADDRESS - STATE SUPERANNUATION SCHEMES** - Mr Smith (*Polwarth*) having commenced his address to Members of both Houses concerning the Financial Situation of the State Superannuation Schemes and the subsequent implications for the State Debt -

Member of the Legislative Council named - The Honourable Member for Chelsea Province (*Hon. B. E. Davidson, MLC*) having been named by Mr Speaker -

Motion made and question proposed - That the Honourable Member for Chelsea Province (*Hon. B. E. Davidson, MLC*) be suspended from the service of the House (*Mr Gude*) -

Mr Speaker, being concerned at the lack of order and respect for the Chair, suspended the Address at 11.11 a.m. and resumed the Chair at 11.34 a.m. when consideration of the interrupted Adjournment Motion was resumed.

- 7 **ADJOURNMENT MOTION - CLINICAL SERVICES FUNDING** - Motion made and question proposed - That the House do now adjourn (*Mr Roper*) - and, after debate.

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

- 8 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 9 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Vocational Education and Training (College Employment) Bill.
- 10 **CITY OF GREATER GEELONG BILL** - Mr Kennett obtained leave, with Mr McNamara, to bring in a Bill "*to constitute the Greater Geelong City Council, to abolish the Geelong Regional Commission, to repeal the 'Geelong Regional Commission Act 1977' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 **MEAT INDUSTRY BILL** - Mr McGrath (*Wimmera*) obtained leave, with Mr Gude, to bring in a Bill "*to provide for a system of inspection and licensing in the meat industry, to establish standards for facilities and processes used in that industry, to enable the regulation of meat transport vehicles, to establish the Victorian Meat Authority, to repeal the 'Abattoir and Meat Inspection Act 1973', the 'Poultry Processing Act 1968' and the 'Abattoir and Meat Inspection (Arrangements) Act 1987' to repeal or amend various other Acts and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 **STATE DEFICIT LEVY (AMENDMENT) BILL** - Mr Stockdale obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'State Deficit Levy Act 1992' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 13 **TREASURY CORPORATION OF VICTORIA (DEBT CENTRALISATION) BILL** - Mr Stockdale obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Treasury Corporation of Victoria Act 1992' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 14 **PAY-ROLL TAX (AMENDMENT) BILL** - Mr Stockdale obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Pay-roll Tax Act 1971' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 15 **CASINO CONTROL (AMENDMENT) BILL** - Mrs Wade obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Casino Control Act 1991' and the 'Gaming Machine Control Act 1991' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

16 **LAND (AMENDMENT) BILL** - Mr Smith (*Polwarth*) obtained leave, with Mr Stockdale, to bring in a Bill "to amend the 'Land Act 1958' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

17 **INTERPRETATION OF LEGISLATION (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with an amendment; as amended; considered and amendment agreed to; read a third time.

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

18 **LAND (CROWN GRANTS AND RESERVES) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee and reported without amendment; read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

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

19 **VOCATIONAL EDUCATION AND TRAINING (COLLEGE EMPLOYMENT) 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 direction of the changes intimated by the Government to the *Employee Relations Act 1992* have become clear and have been implemented" (*Mr Hamilton*).

*Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders -*

Motion made and question - That the sitting be continued (*Mr Reynolds*) - 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, 58

Mr Ashley	Mr Kennett	Mr Perrin	Mr Steggall
Mr Bildstien	Mr Kilgour	Mr Perton	Mr Stockdale
Mr Brown	Mr Leigh	Mr Pescott	Mr Tanner
Mr Clark	Mr Lupton	Mrs Peulich	Mrs Tehan
Mr Coleman	Mr McArthur	Mr Phillips	Mr Traynor
Mr Cooper	Mrs McGill	Mr Plowman	Mr Treasure
Mr Davis	Mr McGrath	(Benambra)	Mr Turner
Mr Dean	(Warrnambool)	Mr Plowman	Mrs Wade
Mr Doyle	Mr McGrath	(Evelyn)	Mr Weideman
Mr Elder	(Wimmera)	Mr Reynolds	Mr Wells
Mrs Elliott	Mr McLellan	Mr Richardson	
Mr Finn	(Frankston East)	Mr Rowe	
Mr Gude	Mr McNamara	Mr Ryan	
Mr Hayward	Mr Maclellan	Mr Smith	
Mrs Henderson	(Pakenham)	(Glen Waverley)	Tellers
Mr Honeywood	Mr Maughan	Mr Smith	Mr Hyams
Mr Jenkins	Dr Napthine	(Polwarth)	Mr Thompson
Mr John	Mr Paterson	Mr Spry	(Sandringham)

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Pandazopoulos	Mr Thwaites
Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Ms Marple	Mr Sheehan	Tellers
Mr Dollis	Mr Micallef	Mr Thomson	Mr Loney
Mrs Garbutt	Mr Mildenhall	(Pascoe Vale)	Dr Vaughan

And so it was resolved in the affirmative.

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

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

20 **HANSARD RECORD - APPROPRIATION (1992-93) BILL** - Mr Stockdale, by leave, amended the Hansard record to correct an error in a table and to include a paragraph inadvertently omitted from the Second Reading Speech on 6 April 1993.

21 **CORRECTIONS (MANAGEMENT) 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 8 APRIL 1993

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

Ordered - That the debate be adjourned until tomorrow.

- 22 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Gude*) - put and agreed to.
- 23 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
And the House, at forty-three minutes past Two o'clock in the morning, adjourned until later this day.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 24 - Thursday, 8 April 1993

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
- Amendment of State Deficit Levy** - Seeking that the *State Deficit Levy Act 1992* be amended to enable the yearly tax to be based upon the individual's ability to pay, bearing 66 signatures (*by Dr Vaughan*)
 - Emergency Teacher Employment** - Seeking that the staffing entitlement be returned to the level of 1992 and that the Directorate of School Education reinstate the employment of emergency teachers as in 1992, bearing 552 signatures (*by Mr Hyams*)
 - Emergency Teachers at Tate Street and Victorian State Primary Schools** - Seeking that emergency teachers be employed at the - (a) Tate Street Primary School; and (b) Victorian State Primary Schools to fill staff absences if all short term replacement teachers have been allocated on a particular day, bearing 52 and 60 signatures respectively (*by Mrs Henderson*)
 - Institute of Educational Administration** - Seeking that the Institute of Educational Administration continues to provide high quality residential training programs and other activities to improve the administrative ability of certain persons in accordance with the *Institute of Educational Administration Act 1980*, bearing 10 signatures (*by Mrs Henderson*)
 - Councils in Geelong Region** - Seeking that the Minister for Local Government conduct a referendum of local residents and have regard to the results of that referendum prior to any decision being made to restructure Councils in the Geelong region, bearing 2,119 signatures (*by Mr Loney*)
 - University Campus at the Caloola Training Centre** - Seeking that the Government will act to co-ordinate the necessary departments to facilitate the approval and development of the proposal to establish a University Campus at the Caloola Training Centre site in Sunbury, bearing 596 signatures (*by Mr Cunningham*)
 - Human Life Experimentation** - Seeking that legislation be enacted to prohibit harmful and destructive experimentation on human life, bearing 1,260 signatures (*by Dr Naphthine*)

Department of Housing and Planning, Bendigo - Seeking that the Department of Housing and Planning's Finance Office, Bendigo, be held responsible for all past water debts, bearing 261 signatures (*by Mr Maughan*).

Severally ordered to lie on the Table.

- 3 **MURRAY-DARLING BASIN BILL** - Pursuant to section 85 of the Constitution Act 1975, Mr Coleman made a statement of the reason why section 85 should be altered or varied by the Bill.
- 4 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
- Anne Caudle Centre - Report for the year 1991-92
 - Bendigo Hospital - Report for the year 1991-92
 - Building Societies Reserve Board - Report for the year 1991-92
 - Credit Co-operatives Reserve Board - Report for the year 1991-92
 - Chiropodists Registration Board - Report for the year 1992
 - Friendly Societies Reserve Board - Report for the period ended 30 June 1992
 - Hampton Rehabilitation Hospital - Report for the year 1991-92
 - Korumburra District Hospital - Report for the year 1991-92
 - North West District Hospital - Report for the year 1991-92
- Statutory Rules under the following Acts:
- Health Services Act 1988 - S.R. No. 54
 - Magistrates' Court Act 1989 - S.R. No. 57
 - National Parks Act 1975 - S.R. No. 53
 - Racing Act 1958 - S.R. No. 56
- Westernport Memorial Hospital - Report for the year 1991-92.
- 5 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until Tuesday, 20 April 1993 (*Mr Gude*) - put and agreed to.
- 6 **CONCURRENT DEBATE - APPROPRIATION (1992-93) BILL - SUPPLY (1993-94, NO. 1) BILL - APPROPRIATION (PARLIAMENT 1992-93) BILL - SUPPLY (PARLIAMENT 1993-94, NO. 1) BILL** - Motion made and question - That this House authorises and requires Mr Speaker to permit the second reading and subsequent stages of - (a) the Appropriation (1992-93) Bill and the Supply (1993-94, No. 1) Bill to be moved and debated concurrently; and (b) the Appropriation (Parliament 1992-93) Bill and the Supply (Parliament 1993-94, No. 1) Bill to be moved and debated concurrently (*Mr Stockdale*) - put, after debate, and agreed to.
- 7 **CITY OF GREATER GEELONG 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 (*Mrs Wilson*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 22 April 1993.
- 8 **MEAT INDUSTRY BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr McGrath, Wimmera*).

- Motion made and question - That the debate be now adjourned (*Mr Hamilton*) - put and agreed to.
Ordered - That the debate be adjourned until Thursday, 22 April 1993.
- 9 **STATE DEFICIT LEVY (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Stockdale*).
Motion made and question - That the debate be now adjourned (*Mr Baker*) - put and agreed to.
Ordered - That the debate be adjourned until Thursday, 22 April 1993.
- 10 **TREASURY CORPORATION OF VICTORIA (DEBT CENTRALISATION) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Stockdale*).
Motion made and question - That the debate be now adjourned (*Mr Baker*) - put and agreed to.
Ordered - That the debate be adjourned until Thursday, 22 April 1993.
- 11 **PAY-ROLL TAX (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Stockdale*).
Motion made and question - That the debate be now adjourned (*Mr Baker*) - put and agreed to.
Ordered - That the debate be adjourned until Thursday, 22 April 1993.
- 12 **CASINO CONTROL (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Wade*).
Motion made and question - That the debate be now adjourned (*Mr Roper*) - put and agreed to.
Ordered - That the debate be adjourned until Thursday, 22 April 1993.
- 13 **POSTPONEMENT OF ORDER OF THE DAY** - Ordered - That the consideration of Order of the Day, Government Business, No. 7, be postponed until after Order of the Day, Government Business, No. 8.
- 14 **LAND TAX (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Stockdale*).
Motion made and question - That the debate be now adjourned (*Mr Baker*) - put and agreed to.
Ordered - That the debate be adjourned until Thursday, 22 April 1993.
- 15 **LAND (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Smith, Polwarth*).
Motion made and question - That the debate be now adjourned (*Ms Marple*) - put and agreed to.
Ordered - That the debate be adjourned until Thursday, 22 April 1993.
- 16 **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. 23 *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.

- 17 **CORRECTIONS (MANAGEMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

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

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

- 19 **CORRECTIONS (MANAGEMENT) BILL** - Debate resumed on question - That this Bill be now read a second time.

Question - put.

The House divided.

AYES, 56

Mr Ashley	Mr Jenkins	Mr Maughan	Mr Spry
Mr Bildstien	Mr John	Dr Napthine	Mr Steggall
Mr Brown	Mr Kennett	Mr Paterson	Mr Stockdale
Mr Clark	Mr Kilgour	Mr Perrin	Mr Tanner
Mr Coleman	Mr Leigh	Mr Perton	Mr Thompson
Mr Cooper	Mr Lupton	Mr Pescott	(Sandringham)
Mr Davis	Mr McArthur	Mrs Peulich	Mr Traynor
Mr Doyle	Mrs McGill	Mr Plowman	Mr Treasure
Mr Elder	Mr McGrath	(Benambra)	Mrs Wade
Mrs Elliott	(Warrnambool)	Mr Plowman	Mr Weideman
Mr Gude	Mr McGrath	(Evelyn)	Mr Wells
Mr Hayward	(Wimmera)	Mr Reynolds	
Mr Heffernan	Mr McLellan	Mr Richardson	
Mrs Henderson	(Frankston East)	Mr Rowe	
Mr Honeywood	Mr McNamara	Mr Ryan	Tellers
Mr Hyams	Mr Maclellan	Mr Smith	Mr Finn
Mr Jasper	(Pakenham)	(Glen Waverley)	Mr Phillips

NOES, 27

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Baker	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Cunningham	Ms Marple	Mr Thomson	Tellers
Mr Dollis	Mr Micallef	(Pascoe Vale)	Mr Haermeyer
Mrs Garbutt	Mr Mildenhall	Mr Thwaites	Mr Pandazopoulos

And so it was resolved in the affirmative - Bill read a second time.

Ordered - That the Bill be committed on the next day of meeting.

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

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

And the House, at three minutes past Five o'clock, adjourned until Tuesday,
20 April 1993.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 25, 26 and 27

No. 25 - Tuesday, 20 April 1993

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair and read the Prayer.
- 2 **DEATH OF THE HONOURABLE JOSEPH HENRY SMITH** - Motion made and question - That this House expresses its sincere sorrow at the death of the Honourable Joseph Henry Smith and places on record its acknowledgement of the valuable services rendered by him to the Parliament and the people of Victoria as Member of the Legislative Assembly for the Electoral District of Goulburn from 1945 to 1947 and from 1950 to 1955, Minister without Portfolio from 1952 to 1953 and Commissioner of Crown Lands and Survey, Minister of Soldier Settlement and Minister for Conservation from 1953 to 1955 (*Mr Kennett*) - put, after Mr Speaker and other Honourable Members had addressed the House in support of the motion and, Honourable Members rising in their places to signify their assent, agreed to unanimously.
- 3 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 4 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
 - State Deficit Levy** - Seeking that the House immediately withdraw the State Deficit Levy, bearing 19 signatures (*by Mr Kennan*)
 - Institute of Educational Administration** - Seeking that the Institute of Educational Administration continues to provide high quality residential training programs and other activities to improve the administrative ability of certain persons in accordance with the *Institute of Educational Administration Act 1980*, bearing 74 signatures (*by Mr Spry*)
 - Emergency Teachers - Maffra Primary School** - Seeking that the Maffra Primary School be allowed to employ emergency teachers when needed, until an adequate long-term solution is found, bearing 155 signatures (*by Mr Ryan*)
 - Human Life Experimentation** - Seeking that legislation be enacted to prohibit harmful and destructive experimentation on human life, bearing 156 signatures (*by Mr Bildstien*)
 - State Deficit Levy** - Opposing the introduction of the State Deficit Levy which is an unjust, discriminatory tax on home and property owners in Victoria, bearing 2,972 signatures (*by Mr Thomson, Pascoe Vale*).

Severally ordered to lie on the Table.

- 5 **SCRUTINY OF ACTS AND REGULATIONS COMMITTEE** - Mr Perton, Chairman, brought up the following Reports from the Scrutiny of Acts and Regulations Committee :
- Report upon the Alert Digest No. 5 of 1993, together with an Appendix
- Report upon Commencement by Proclamation.
- Severally ordered to lie on the Table and to be printed.
- 6 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
- Box Hill College of TAFE - Report for the year 1991
- Broadmeadows College of TAFE - Report for the year 1991
- Dandenong College of TAFE - Report for the year 1991
- Employment and Training Department - Report for the year 1991-92 (incorporating the Report of the State Training Board)
- Frankston College of TAFE - Report for the year 1991
- Gaming Machine Control Act 1991 -
- Victorian Gaming Commission (Amendment) Rules 1993
- Goulburn Valley College of TAFE - Report for the year 1991
- Melbourne College of Printing and Graphic Arts - Report for the year 1991
- National Gallery of Victoria - Report for the year 1991-92
- Planning and Environment Act 1987 - Notices of Approval of amendments to the following Planning Schemes:
- Ararat (City) Planning Scheme - No. L13 Part 2
- Berwick Planning Scheme - No. L57
- Box Hill Planning Scheme - No. L18
- Coburg Planning Scheme - No. L34
- Collingwood Planning Scheme - No. L12
- Cranbourne Planning Scheme - No. L74
- Gisborne Planning Scheme - No. L21 Part 1
- Hastings Planning Scheme - Nos. L57, L59
- Heidelberg Planning Scheme - No. L39
- Keilor Planning Scheme - No. L43
- Kilmore Planning Scheme - Nos. L52, L58
- Mildura (City) Planning Scheme - No. L31
- Moe Planning Scheme - No. L26
- Moorabbin Planning Scheme - No. L19 Part 1
- Otway Planning Scheme - Nos. L7, L23
- Pakenham Planning Scheme - No. L70
- Preston Planning Scheme - No. L40
- Sherbrooke Planning Scheme - No. L68
- Tambo Planning Scheme - No. L54
- Upper Yarra Planning Scheme - No. L24
- Warragul Planning Scheme - No. L23
- Waverley Planning Scheme - Nos. L29, L40
- Whittlesea Planning Scheme - Nos. L30, L50, L64, L77, L79
- Prahran College of TAFE - Report for the year 1991
- Statutory Rules under the following Acts:
- Conservation Forests and Lands Act 1987 - S.R. No. 60

Fisheries Act 1968 - S.R. No. 55

Human Tissue Act 1982 - S.R. No. 62

Melbourne and Metropolitan Board of Works Act 1958 - S.R. Nos. 58, 59

Western Metropolitan College of TAFE - Report for the year 1991

Wildlife Act 1975 - Notice of closure of areas to hunting pursuant to section 86.

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

Mutual Recognition (Victoria) Bill (No. 2)

Parliamentary Salaries and Superannuation (Basic Salary) Bill.

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

Board of Studies Bill

Casino Control (Amendment) Bill

Land (Amendment) Bill

Land Tax (Amendment) Bill

Meat Industry Bill

Pay-roll Tax (Amendment) Bill

State Deficit Levy (Amendment) Bill

Treasury Corporation of Victoria (Debt Centralisation) Bill

City of Greater Geelong Bill

Financial Institutions Duty (Amendment) Bill.

- 9 **APPROPRIATION (1992-93) BILL - SUPPLY (1993-94, No. 1) BILL** - Order read for resuming debate on question - That these Bills be now read a second time; debate resumed.

*Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders*

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

Debate resumed on question - That these Bills be now read a second time.

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

WEDNESDAY, 21 APRIL 1993

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

Ordered - That the debate be adjourned until tomorrow.

- 10 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Shop Trading (Further Amendment) (Amendment) Bill without amendment.

- 11 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "An Act to amend the 'Children and Young Persons Act 1989' with respect to the reporting of cases of physical injury or sexual abuse of children and with respect to the legal representation of parties to proceedings in the Family Division of the Children's Court and for other purposes".

- 12 **CHILDREN AND YOUNG PERSONS (FURTHER AMENDMENT) BILL** - On the motion of Mr John, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.

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

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 26 - Wednesday, 21 April 1993

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
- Tertiary Transport Concession System** - Seeking that reforms be made to the Tertiary Transport Concession system, bearing 228 signatures (*by Mr Tanner*)
 - R.E. Ross Industrial Centre** - Seeking that the Minister for Health will recognise - (a) the social and overall economic value of the R.E. Ross Industrial Centre; (b) the moral responsibility to ensure the Centre is allocated sufficient recurrent funding to remain fully operational; and (c) the pressing need and responsibility of the Alfred Hospital Board, in consultation with the Caulfield General community, to prepare a Plan of Development for the Caulfield General Medical Centre, bearing 9 signatures (*by Mr Tanner*)
 - Institute of Educational Administration** - Seeking that the Institute of Educational Administration continues to provide high quality residential training programs and other activities to improve the administrative ability of certain persons in accordance with the *Institute of Educational Administration Act 1980*, bearing 35, 124 and 88 signatures (*by Mr Tanner, Mr Loney and Mr Paterson, respectively*)
 - Watsonia North Primary School Music Program** - Seeking that the decision to close the Primary Development Music Program based at Watsonia North Primary School be reconsidered and the program reinstated, bearing 332 signatures (*by Mr Phillips*)
 - Public Rent Increase** - Seeking that there be no rent increases for public tenants through the introduction of a housing bench-mark, bearing 74 signatures (*by Mr Mildenhall*)
 - Vinlander Passenger Rail Service** - Seeking that a six-month moratorium be granted on plans to change the existing Vinlander passenger rail service, bearing 9,805 signatures (*by Mr Bildstien*)
 - Fencing for Pools and Spas** - Seeking that legislation be enacted which requires isolation fencing for all existing and new pools and spas, bearing 19 signatures (*by Mrs Elliott*)
 - State Deficit Levy** - Seeking that the House immediately withdraw the State Deficit Levy, bearing 1,223 signatures (*by Mr Thomson, Frank Vale*).

Severally ordered to lie on the Table.

- 3 **PAPER** - The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:
Statutory Rule under the Health Service Act 1988 - S.R. No. 61.
- 4 **ETHNIC AFFAIRS COMMISSION BILL** - Mr Kennett obtained leave, with Mr McNamara, to bring in a Bill "*to create a new Ethnic Affairs Commission, to repeal the 'Ethnic Affairs Commission Act 1982' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 5 **AUDIT (TENDER BOARD) BILL** - Mr Smith (*Polwarth*) obtained leave, with Mr Stockdale, to bring in a Bill "*to amend section 49 of the 'Audit Act 1958' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 6 **INSTITUTE OF EDUCATIONAL ADMINISTRATION (REPEAL) BILL** - Mr Hayward obtained leave, with Mr Gude, to bring in a Bill "*to repeal the 'Institute of Education Administration Act 1980', to make provision concerning the assets, liabilities and staff of the Institute and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 **TERTIARY EDUCATION BILL** - Mr Hayward obtained leave, with Mr Gude, to bring in a Bill "*to provide for the better promotion, development and co-ordination of post-secondary education in Victoria, to abolish the Post-Secondary Education Commission, to repeal the 'Post-Secondary Education Act 1978', to amend the 'Vocational Education and Training Act 1990' and certain other Acts and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 **CARAVAN PARKS AND MOVABLE DWELLINGS (AMENDMENT) BILL** - Mr Maclellan (*Pakenham*) obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Caravan Parks and Movable Dwellings Act 1988', to replace the former licencing system with a registration system, to consequentially amend the 'Local Government Act 1989' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 **FORESTS (S.E.A.S. SAPFOR LTD. AGREEMENT) BILL** - Mr Coleman obtained leave, with Mr Gude, to bring in a Bill "*to ratify an agreement with S.E.A.S. Sapfor Ltd. and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 **LAND (MISCELLANEOUS MATTERS) BILL** - Mr Coleman obtained leave, with Mr Gude, to bring in a Bill "*to revoke the permanent reservations of certain Crown lands, to revoke the permanent reservations and Crown grants of other lands, to amend the Crown grants of certain land, to amend the 'Land Act 1958' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 **POLICE REGULATION (DISCIPLINE) BILL** - Mr McNamara obtained leave, with Mr Kennett, 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 read a second time tomorrow.
- 12 **AGRICULTURAL POLICY REFORM** - Motion made and question proposed - That the Victorian Government be commended for its initiative in announcing agricultural policy reform in the seven key areas of micro-economic reform, agricultural research, sustainable agriculture, fair trade, marketing in agriculture, agricultural regulation and agricultural education which will revitalise the Victorian rural sector, recognising that

agriculture is an established industry with highly skilled operators and its production infrastructure firmly in place, therefore offering a return to the State faster than many other industries which need a long establishment and marketing period (*Mr Bildstien*) - and, after debate -

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

- 13 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 14 **ECONOMIC DEVELOPMENT COMMITTEE - MEMBERSHIP** - Motion made, by leave, and question - That Mr Kennan be discharged from attendance on the Economic Development Committee (*Mr Gude*) - put and agreed to.
- 15 **CHILDREN AND YOUNG PERSONS (FURTHER AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr John*).
- Motion made and question - That the debate be now adjourned (*Mrs Garbutt*) - put and agreed to.
- Ordered - That the debate be adjourned until Wednesday, 28 April 1993.
- 16 **CORRECTIONS (MANAGEMENT) BILL** - Considered in Committee and reported with amendments; as amended, considered, and amendments agreed to.
- Motion made and question - That this Bill be now read a third time (*Mr McNamara*) - put.
- The House divided.

AYES, 58

Mr Ashley	Mr Jasper	Mr Pescott	Mr Tanner
Mr Bildstien	Mr Jenkins	Mrs Peulich	Mr Thompson
Mr Brown	Mr John	Mr Phillips	(<i>Sandringham</i>)
Mr Clark	Mr Kennett	Mr Plowman	Mr Traynor
Mr Coleman	Mr Kilgour	(<i>Benambra</i>)	Mr Treasure
Mr Cooper	Mr Leigh	Mr Plowman	Mr Turner
Mr Davis	Mr Lupton	(<i>Evelyn</i>)	Mrs Wade
Mr Dean	Mrs McGill	Mr Reynolds	Mr Weideman
Mr Doyle	Mr McGrath	Mr Richardson	Mr Wells
Mr Elder	(<i>Wimmera</i>)	Mr Rowe	
Mrs Elliott	Mr McNamara	Mr Ryan	
Mr Finn	Mr Maclellan	Mr Smith	
Mr Gude	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	
Mr Hayward	Mr Maughan	Mr Smith	
Mr Heffernan	Dr Napthine	(<i>Polwarth</i>)	<i>Tellers</i>
Mrs Henderson	Mr Paterson	Mr Spry	Mr McArthur
Mr Honeywood	Mr Perrin	Mr Steggall	Mr McLellan
Mr Hyams	Mr Perton	Mr Stockdale	(<i>Frankston East</i>)

NOES, 26

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Mrs Wilson
Mr Baker	Mr Hamilton	Mr Sandon	
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Ms Marple	Mr Sheehan	
Mr Cunningham	Mr Micallef	Mr Thomson	<i>Tellers</i>
Mr Dollis	Mr Mildenhall	(<i>Pascoe Vale</i>)	Mr Loney
Mrs Garbutt	Mr Pandazopoulos	Dr Vaughan	Mr Thwaites

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

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

- 17 **DEBITS TAX (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.

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

- 18 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - VACANCY IN THE SENATE** - Mr Speaker announced the presentation of a message from His Excellency the Governor, and the same was read:

R.E. McGARVIE

Governor of Victoria

The Governor transmits to the Legislative Assembly a copy of a despatch which has been received from the Honourable the President of the Senate notifying that a vacancy has happened in the representation of the State of Victoria in the Senate of the Commonwealth of Australia.

Government House,

Melbourne, 3004

16 April 1993

President of the Senate,
Parliament House
Canberra.
31 March 1993

Your Excellency,

Pursuant to section 21 of the Commonwealth of Australia Constitution, I notify Your Excellency that a vacancy has happened in the representation of the State of Victoria through the resignation of Senator the Honourable John Norman Button on this day.

Yours sincerely,

KERRY W. SIBRAA
President of the Senate

Ordered to be taken into consideration forthwith.

Motion made and question - That this House meets the Legislative Council for the purpose of sitting and voting together to choose a person to hold the place in the Senate rendered vacant by the resignation of Senator the Honourable John Norman Button and proposes that the place and time of such meeting be the Legislative Assembly Chamber on Wednesday, 28 April 1993 at Six p.m. (*Mr Gude*) - 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.

- 19 **MEMBERSHIP OF THE COUNCILS OF THE VICTORIAN INSTITUTE OF MARINE SCIENCES, SWINBURNE UNIVERSITY OF TECHNOLOGY, VICTORIA UNIVERSITY OF TECHNOLOGY, DEAKIN UNIVERSITY AND LA TROBE UNIVERSITY, AND THE VICTORIAN HEALTH PROMOTION FOUNDATION** - Mr Speaker announced that he had received communications from various Ministers requesting a Joint Sitting to choose various Members of the Parliament to be recommended for appointment to the Councils of the Victorian Institute of Marine Sciences, Swinburne University of Technology, Victoria University of Technology, Deakin University and La Trobe University, and to elect a Member of Parliament to the Victorian Health Promotion Foundation.

The vacancies and/or terms are as follows:

Victorian Institute of Marine Sciences Council - two vacancies, for a term expiring on 28 February 1995, *vice* The Honourable R.J. Wells, MLC, resigned, and the Honourable D.E. Henshaw, MLC, resigned.

Swinburne University of Technology Council - one vacancy, for a term expiring on 30 June 1995, *vice* Mrs C.D. Hirsh.

Victoria University of Technology Council - two vacancies, for a term expiring 30 June 1993, and three vacancies, for the term 1 July 1993 to 30 June 1996, *vice* The Honourable R.C. Fordham, The Honourable T.C. Reynolds, MP, resigned, and The Honourable D.M. Evans, MLC (term due to expire 30 June 1993).

Deakin University Council - one vacancy, for a term expiring on 30 June 1995, *vice* Mr S.N. Elder, MP, resigned.

La Trobe University Council - one vacancy, for a term expiring on 18 December 1994, *vice* Mr P. Batchelor, MP, resigned.

Victorian Health Promotion Foundation - one vacancy, for a term 23 May 1993 to 22 May 1996, *vice* Mr E.J. Micallef, MP (term due to expire 22 May 1993).

Motion made and question - That this House meets the Legislative Council for the purpose of sitting and voting together to choose various Members of the Parliament to be recommended for appointment to the Councils of the Victorian Institute of Marine Sciences, Swinburne University of Technology, Victoria University of Technology, Deakin University and La Trobe University, and to elect a Member of Parliament to the Victorian Health Promotion Foundation and proposes that the place and time of such meeting be the Legislative Assembly Chamber on Wednesday, 28 April 1993 at Six p.m. (*Mr Gude*) - 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.

- 20 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Commercial Arbitration (Amendment) Bill with amendments.

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

- 21 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "An Act to amend the 'Marine Act 1988' and for other purposes".

- 22 **MARINE (AMENDMENT) BILL** - On the motion of Mr Brown, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.

- 23 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Land (Crown Grants and Reserves) Bill without amendment.

- 24 **FINANCIAL INSTITUTIONS DUTY (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 10.00 p.m.
pursuant to Sessional Orders*

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

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

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

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

- 25 **APPROPRIATION (1992-93) BILL - SUPPLY (1993-94, No. 1) BILL** - Order read for resuming debate on question - That these Bills be now read a second time; debate resumed.

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

THURSDAY, 22 APRIL 1993

Motion made and question - That the debate be now adjourned (*Mr Thwaites*) - 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 remaining business be postponed (*Mr Gude*) - put and agreed to.

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

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

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 27 - Thursday, 22 April 1993

1 Mr Speaker took the Chair and read the Prayer.

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

Institute of Educational Administration - Seeking that the Institute of Educational Administration continues to provide high quality residential training programs and other activities to improve the administrative ability of certain persons in accordance with the *Institute of Educational Administration Act 1980*, bearing 74 and 67 signatures (by Mr Sandon and Mrs Henderson, respectively)

Emergency Teachers - Bannockburn Primary School - Seeking that emergency teachers be employed at Bannockburn Primary School to fill staff absences if all short term replacement teachers have been allocated on a particular day, bearing 70 signatures (by Mr Tanner).

Severally ordered to lie on the Table.

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

Exhibition Trustees - Report for the year 1992.

4 **CONTINUATION OF SECV** - Motion made and question proposed - That, notwithstanding the recommendations of the Public Bodies Review Committee in its final report entitled 'Report to the Parliament on the "appropriate model for corporatisation of the State Electricity Commission" June 1992' presented to the Legislative Council on 4 June 1992 and the Legislative Assembly on 11 August 1992, this House resolves, pursuant to section 4P(5)(b) of the *Parliamentary Committees Act 1968*, that the State Electricity Commission of Victoria shall continue to exist (Mr Plowman, Evelyn).

Motion made and question - That the debate be now adjourned (Mr Thomson, Pascoe Vale) - put and agreed to.

Ordered - That the debate be adjourned until Thursday, 29 April 1993.

5 **STAMPS (AMENDMENT) BILL** - Mr Stockdale obtained leave, with Mr Smith (Polwarth), to bring in a Bill "to amend the 'Stamps Act 1958', the 'Transport Accident Act 1986' and the 'State Taxation (Amendment) Act 1992' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

-
- 6 **ETHNIC AFFAIRS COMMISSION 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 Andrianopoulos*) - put and agreed to.
 Ordered - That the debate be adjourned until Thursday, 6 May 1993.
- 7 **AUDIT (TENDER BOARD) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Gude*).
 Motion made and question - That the debate be now adjourned (*Mr Kennan*) - put and agreed to.
 Ordered - That the debate be adjourned until Thursday, 6 May 1993.
- 8 **INSTITUTE OF EDUCATIONAL ADMINISTRATION (REPEAL) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Hayward*).
Mr Hayward made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.
 Motion made and question - That the debate be now adjourned (*Mr Sandon*) - put and agreed to.
 Ordered - That the debate be adjourned until Thursday, 6 May 1993.
- 9 **TERTIARY EDUCATION BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Hayward*).
 Motion made and question - That the debate be now adjourned (*Mr Hamilton*) - put and agreed to.
 Ordered - That the debate be adjourned until Thursday, 6 May 1993.
- 10 **CARAVAN PARKS AND MOVABLE DWELLINGS (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Maclellan, Pakenham*).
 Motion made and question - That the debate be now adjourned (*Mrs Wilson*) - put and agreed to.
 Ordered - That the debate be adjourned until Thursday, 6 May 1993.
- 11 **FORESTS (S.E.A.S. SAPFOR LTD. AGREEMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Coleman*).
 Motion made and question - That the debate be now adjourned (*Ms Marple*) - put and agreed to.
 Ordered - That the debate be adjourned until Thursday, 6 May 1993.
- 12 **LAND (MISCELLANEOUS MATTERS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Coleman*).
Mr Coleman made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.
 Motion made and question - That the debate be now adjourned (*Mr Thomson, Pascoe Vale*) - put and agreed to.
 Ordered - That the debate be adjourned until Thursday, 6 May 1993.

- 13 **POLICE REGULATION (DISCIPLINE) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr McNamara*).

Mr McNamara made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.

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

Ordered - That the debate be adjourned until Thursday, 6 May 1993.

- 14 **MARINE (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Brown*).

Mr Brown made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.

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

Ordered - That the debate be adjourned until Thursday, 6 May 1993.

- 15 **LAND TAX (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.

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

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

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

Member named and suspended - The Honourable Member for Springvale (*Mr Micallef*) having been named by Mr Speaker for disregarding the authority of the Chair -

Motion made and question - That the Honourable Member for Springvale (*Mr Micallef*) be suspended from the service of the House (*Mr Gude*) - put.

The House divided.

AYES, 58

Mr Ashley	Mr Jenkins	Mr Perrin	Mr Stockdale
Mr Bildstien	Mr John	Mr Perton	Mr Tanner
Mr Brown	Mr Kennett	Mr Pescott	Mr Thompson
Mr Clark	Mr Kilgour	Mrs Peulich	(<i>Sandringham</i>)
Mr Coleman	Mr Leigh	Mr Phillips	Mr Traynor
Mr Cooper	Mr Lupton	Mr Plowman	Mr Treasure
Mr Davis	Mr McArthur	(<i>Benambra</i>)	Mr Turner
Mr Dean	Mrs McGill	Mr Plowman	Mrs Wade
Mr Doyle	Mr McGrath	(<i>Evelyn</i>)	Mr Weideman
Mr Elder	(<i>Winnera</i>)	Mr Reynolds	Mr Wells
Mrs Elliott	Mr McLellan	Mr Richardson	
Mr Finn	(<i>Frankston East</i>)	Mr Rowe	
Mr Gude	Mr McNamara	Mr Ryan	
Mr Hayward	Mr Maclellan	Mr Smith	
Mr Heffernan	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	
Mrs Henderson	Mr Maughan	Mr Smith	<i>Tellers</i>
Mr Honeywood	Dr Napthine	(<i>Polwarth</i>)	Mr Hyams
Mr Jasper	Mr Paterson	Mr Steggall	Mr Spry

NOES, 27

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Baker	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Cunningham	Ms Marple	Mr Thomson	<i>Tellers</i>
Mr Dollis	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Haermeyer
Mrs Garbutt	Mr Pandazopoulos	Mr Thwaites	Mr Mildenhall

And so it was resolved in the affirmative.

Thereupon Mr Micallef withdrew from the Chamber.

- 17 **PAY-ROLL TAX (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.

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

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

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

And the House, at forty-three minutes past Five o'clock, adjourned until Tuesday, 27 April 1993.

J.G. LITTLE

Clerk of the Legislative Assembly

JOHN E. DELZOPPO

Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 28, 29 and 30

No. 28 - Tuesday 27 April 1993

- 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:
 - Pollutants in Creeks** - Seeking that pollutants be eliminated from the Mordialloc Creek, Kananook Creek and Patterson River, bearing 59 signatures (*by Mr Leigh*)
 - Institute of Educational Administration** - Seeking that the Institute of Educational Administration continues to provide high quality residential training programs and other activities to improve the administrative ability of certain persons in accordance with the *Institute of Educational Administration Act 1980*, bearing 12 signatures (*by Mr Leigh*).
 Severally ordered to lie on the Table.
- 4 **SCRUTINY OF ACTS AND REGULATIONS COMMITTEE** - Mr Perton, Chairman, brought up a Report from the Scrutiny of Acts and Regulations Committee upon the Alert Digest No. 6 of 1993, together with an Appendix.
Ordered to lie on the Table and to be printed.
- 5 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Mental Health Act 1986 - Report of the Community Visitors for the year 1991-92
 - Planning and Environment Act 1987 - Notices of Approval of amendments to the following Planning Schemes:
 - Alexandra Planning Scheme - No. L28
 - Bairnsdale Shire Planning Scheme - No. L35
 - Bendigo Planning Scheme - No. L34
 - Berwick Planning Scheme - No. L60
 - Brunswick Planning Scheme - No. L31
 - Cranbourne Planning Scheme - Nos. L82, L85
 - Doncaster and Templestowe Planning Scheme - No. L41 Part 1A
 - Dundas Planning Scheme - No. L4
 - Essendon Planning Scheme - No. L41
 - Geelong Regional Planning Scheme - No. R113
 - Hastings Planning Scheme - No. L95
 - Healesville Planning Scheme - No. L1 Part 2
 - Kilmore Planning Scheme - No. L62
 - Lillydale Planning Scheme - No. L105

Melbourne Planning Scheme - No. L108
 Morwell Planning Scheme - No. L36
 Nunawading Planning Scheme - No. L51
 Preston Planning Scheme - No. L41
 Warrnambool City Planning Scheme - No. L24.

- 6 **VACANCIES IN MEMBERSHIP OF MELBOURNE UNIVERSITY COUNCIL** - Mr Speaker announced that he had received advice from the Honourable the Minister for Tertiary Education and Training concerning vacancies on the Council of Melbourne University caused by the resignation of the Treasurer, the Honourable A.R. Stockdale and the Member for Richmond, Mr Demetri Dollis.

Motion made, by leave, and question - That Mr Perton and Mr Thwaites be recommended to the Governor in Council for appointment to the Council of the Melbourne University (*Mr Gude*) - put and agreed to.

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

Shop Trading (Further Amendment) (Amendment) Bill
 Land (Crown Grants and Reserves) Bill.

- 8 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending a further appropriation for the purposes of the Gaming Machine Control (Amendment) Bill.

- 9 **TREASURY CORPORATION OF VICTORIA (DEBT CENTRALISATION) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.

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

- 10 **MESSAGES FROM THE LEGISLATIVE COUNCIL** -

Acquainting the Assembly that they have agreed to meet the Assembly for the purpose of sitting and voting together to choose a person to hold the place in the Senate rendered vacant by the resignation of Senator the Honourable John Norman Button as proposed by the Assembly.

Acquainting the Assembly that they have agreed to meet the Assembly for the purpose of sitting and voting together to recommend Members of the Parliament of Victoria for appointment to the Councils of the Victorian Institute of Marine Sciences, Swinburne University of Technology, Victoria University of Technology, Deakin University and La Trobe University and to elect a Member of Parliament to the Victorian Health Promotion Foundation as proposed by the Assembly.

- 11 **CITY OF GREATER GEELONG BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

*Business having been interrupted at 10.00 p.m.
 pursuant to Sessional Orders.*

Motion made and question - That the sitting be continued (*Mr Gude*) - 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, 28 APRIL 1993

Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

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

- 12 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Barley Marketing Bill without amendment.
- 13 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Crimes Act 1958' to create a new offence of intentionally causing a person to be infected with a very serious disease and for other purposes*".
- 14 **CRIMES (HIV) BILL** - On the motion of Mrs Wade, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 15 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to regulate the taking and management of money in respect of pre-paid funeral contracts and to amend the 'Ministry of Consumer Affairs Act 1973' and for other purposes*".
- 16 **FUNERALS (PRE-PAID MONEY) BILL** - On the motion of Mrs Wade, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 17 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Gude*) - put and agreed to.
- 18 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
- And the House, at two minutes past Four o'clock in the morning, adjourned until later this day.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 29 - Wednesday, 28 April 1993

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **LAW REFORM COMMITTEE** - Mr Cole brought up an Interim Report from the Law Reform Committee upon its Progress and Future Directions on its Inquiries into Restitution for Victims of Crime, proposed changes to the Wills Act and Directors and Managers of Insolvent Corporations, together with Appendices.

Ordered to lie on the Table and to be printed.

- 3 **GRIEVANCES** - Question - That grievances be noted - put, after debate, and agreed to.
- 4 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 5 **EDUCATION ACTS (TEACHERS) BILL** - Mr Hayward obtained leave, with Mr Gude, to bring in a Bill "*to make further provision for the employment of members of the teaching service, to establish a Standards Council of the Teaching Profession and Merit Protection Boards, to amend the 'Education Act 1958' and the 'Teaching Service 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.
- 6 **EGG INDUSTRY (DEREGULATION) BILL** - Mr McGrath (*Wimmera*) obtained leave, with Mr Stockdale, to bring in a Bill "*to deregulate the egg industry, to repeal the 'Egg Industry Act 1989', to transfer the property, rights and liabilities of the Victorian Egg Marketing Board to the Egg Industry Co-operative Limited and to make various other provisions with respect to the egg industry*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 **DOCKLANDS AUTHORITY (AMENDMENT) BILL** - Mr Maclellan (*Pakenham*) obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Docklands Authority Act 1991' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 **LOCAL GOVERNMENT (GENERAL AMENDMENT) BILL** - Mr Maclellan (*Pakenham*) obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Local Government Act 1989', the 'Local Government (Miscellaneous) Act 1958', the 'Local Government (Elections) Act 1992', the 'Local Government (Consequential Provisions) Act 1989', the 'Weights and Measures Act 1958' and the 'Municipal Association of Victoria Act 1907' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 **SENTENCING (AMENDMENT) BILL** - Mrs Wade obtained leave, with Mr Gude, to bring in a Bill "*to increase penalties for serious offenders and serious violent offenders, to empower courts to impose indefinite sentences on persons convicted of serious offences, to make certain other amendments to the 'Sentencing Act 1991', to repeal the 'Community Protection Act 1990', to amend the 'Crimes 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.
- 10 **CRIMES (CRIMINAL TRIALS) BILL** - Mrs Wade obtained leave, with Mr Gude, to bring in a Bill "*to provide for the efficient conduct of criminal trials, to amend the 'Crimes Act 1958', the 'Evidence Act 1958', the 'Judicial Proceedings Reports Act 1958' and the 'Sentencing Act 1991' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 **RACING (AMENDMENT) BILL** - Mr Reynolds obtained leave, with Mr Stockdale, to bring in a Bill "*to amend the 'Racing Act 1958' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 12 **ACCIDENT COMPENSATION (WORKCOVER INSURANCE) BILL** - Mr Pescott obtained leave, with Mr Gude, to bring in a Bill "to require compulsory WorkCover insurance for employers and to establish a WorkCover insurance system, to generally amend the 'Accident Compensation Act 1985' and the 'Workers Compensation Act 1958' and to make minor amendments to the 'Stamps Act 1958' and the 'Accident Compensation (WorkCover) Act 1992' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 13 **STAMPS (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Stockdale*).
- Motion made and question - That the debate be now adjourned (*Mr Baker*) - put and agreed to.
- Ordered - That the debate be adjourned until Wednesday, 5 May 1993.
- 14 **CRIMES (HIV) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Wade*).
- Motion made and question - That the debate be now adjourned (*Mr Cole*) - put and agreed to.
- Ordered - That the debate be adjourned until Wednesday, 12 May 1993.
- 15 **MEAT INDUSTRY BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 16 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Debits Tax (Amendment) Bill without amendment.
- 17 **MURRAY-DARLING BASIN BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.
- Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders.*
- Motion made and question - That the sitting be continued (*Mr Gude*) - put and agreed to.
- Debate resumed on question - That this Bill be now read a second time.
- Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and, by leave, read a third time forthwith with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 18 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "An Act to amend the Residential Tenancies Act 1980, the Caravan Parks and Movable Dwellings Act 1988, the Water Act 1989 and the Melbourne and Metropolitan Board of Works Act 1958 and for other purposes".
- 19 **RESIDENTIAL TENANCIES (WATER AND UTILITIES CHARGES) BILL** - On the motion of Mr Smith (*Polwarth*) the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.

- 20 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:

Financial Institutions Duty (Amendment) Bill
Pay-roll Tax (Amendment) Bill.

- 21 **VACANCY IN THE SENATE AND VACANCIES IN MEMBERSHIP OF THE COUNCILS OF THE VICTORIAN INSTITUTE OF MARINE SCIENCES, SWINBURNE UNIVERSITY OF TECHNOLOGY, VICTORIA UNIVERSITY OF TECHNOLOGY, DEAKIN UNIVERSITY AND LA TROBE UNIVERSITY AND TO ELECT A MEMBER OF PARLIAMENT TO THE VICTORIAN HEALTH PROMOTION FOUNDATION** - Mr Speaker reported that, that day, this House met with the Legislative Council in the Assembly Chamber for the purpose of sitting and voting together to choose a person to hold a vacant place in the Senate, recommend for appointment Members of the Parliament to various bodies and to elect a person to the Victorian Health Promotion Foundation, and that -

Mr Kim Carr

was chosen to hold the vacant place in the Senate;

Mr Peter James Loney, M.P., and
Mr Garry Howard Spry, M.P.

were chosen to be recommended for appointment to the Council of the Victorian Institute of Marine Sciences;

The Honourable Robert Stuart Ives, M.L.C.

was chosen to be recommended for appointment to the Swinburne University of Technology Council;

Mr George Ian Davis, M.P., and
The Honourable Joan Elizabeth Kirner, A.M., M.P.

were chosen to be recommended for appointment to the Victoria University of Technology Council for the term ending on 30 June 1993;

Mr George Ian Davis, M.P.
The Honourable David Mylor Evans, M.L.C., and
The Honourable Joan Elizabeth Kirner, A.M., M.P.

were chosen to be recommended for appointment to the Victoria University of Technology Council for the term commencing on 1 July 1993;

Mrs Ann Mary Henderson, M.P.

was chosen to be recommended for appointment to the Deakin University Council;

The Honourable Theo Charles Theophanous, M.L.C.

was chosen to be recommended for appointment to the La Trobe University Council;
and

Mr Bruce Allan Mildenhall, M.P.

was elected to the Victorian Health Promotion Foundation with effect from 23 May 1993.

- 22 **FUNERALS (PRE-PAID MONEY) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr John*).

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

Ordered - That the debate be adjourned until Wednesday, 12 May 1993.

23 STATE DEFICIT LEVY (AMENDMENT) BILL - *Declaration of Bill as Urgent - Limitation of debate* - Mr Gude declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.

Mr Speaker having ascertained that twenty members approved of the proposed motion being put -

Question - That the Bill be considered an urgent Bill - put.

The House divided.

AYES, 60

Mr Ashley	Mr John	Mr Perton	Mr Traynor
Mr Bildstien	Mr Kennett	Mr Pescott	Mr Treasure
Mr Brown	Mr Kilgour	Mr Phillips	Mr Turner
Mr Clark	Mr Leigh	Mr Plowman	Mrs Wade
Mr Coleman	Mr Lupton	(Benambra)	Mr Weideman
Mr Cooper	Mr McArthur	Mr Plowman	Mr Wells
Mr Davis	Mrs McGill	(Evelyn)	
Mr Dean	Mr McGrath	Mr Reynolds	
Mr Doyle	(Warrnambool)	Mr Richardson	
Mr Elder	Mr McGrath	Mr Rowe	
Mrs Elliott	(Wimmera)	Mr Ryan	
Mr Finn	Mr McLellan	Mr Smith	
Mr Gude	(Frankston East)	(Glen Waverley)	
Mr Hayward	Mr McNamara	Mr Smith	
Mr Heffernan	Mr Maclellan	(Polwarth)	
Mrs Henderson	(Pakenham)	Mr Spry	
Mr Honeywood	Mr Maughan	Mr Steggall	Tellers
Mr Hyams	Dr Naphtine	Mr Stockdale	Mrs Peulich
Mr Jasper	Mr Paterson	Mr Tanner	Mr Thompson
Mr Jenkins	Mr Perrin	Mrs Tehan	(Sandringham)

NOES, 24

Mr Andrianopoulos	Mrs Garbutt	Mr Mildenhall	Mr Thomson
Mr Baker	Mr Hamilton	Mr Roper	(Pascoe Vale)
Mr Batchelor	Mr Kennan	Mr Sandon	Dr Vaughan
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	Tellers
Mr Cunningham	Mr Loney	Mr Sheehan	Mr Haermeyer
Mr Dollis	Ms Marple		Mr Pandazopoulos

And so it was resolved in the affirmative.

Motion made and question proposed - That the time allotted for the remaining stages of the Bill be until 2.00 a.m., 29 April 1993 (*Mr Gude*) - and, after debate -

Amendment proposed - That the expression "2.00 a.m." be omitted with the view of inserting in place thereof the expression "4.00 a.m." (*Mr Roper*) - and, after debate -

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

The House divided.

AYES, 59,

Mr Ashley	Mr John	Mr Perrin	Mr Tanner
Mr Bildstien	Mr Kennett	Mr Perton	Mrs Tehan
Mr Brown	Mr Kilgour	Mr Pescott	Mr Thompson
Mr Clark	Mr Leigh	Mrs Peulich	(Sandringham)
Mr Coleman	Mr Lupton	Mr Phillips	Mr Traynor
Mr Cooper	Mr McArthur	Mr Plowman	Mr Turner
Mr Davis	Mrs McGill	(Benambra)	Mrs Wade
Mr Dean	Mr McGrath	Mr Plowman	Mr Weideman
Mr Doyle	(Warrnambool)	(Evelyn)	Mr Wells
Mr Elder	Mr McGrath	Mr Reynolds	
Mrs Elliott	(Wimmera)	Mr Richardson	
Mr Finn	Mr McLellan	Mr Rowe	
Mr Gude	(Frankston East)	Mr Ryan	
Mr Hayward	Mr McNamara	Mr Smith	
Mr Heffernan	Mr Maclellan	(Glen Waverley)	
Mrs Henderson	(Pakenham)	Mr Smith	
Mr Honeywood	Mr Maughan	(Polwarth)	Tellers
Mr Jasper	Dr Napthine	Mr Spry	Mr Hyams
Mr Jenkins	Mr Paterson	Mr Steggall	Mr Treasure

NOES, 23

Mr Baker	Mr Haermeyer	Mr Roper	Dr Vaughan
Mr Batchelor	Mr Hamilton	Mr Sandon	
Dr Coghill	Mr Kennan	Mr Seitz	
Mr Cole	Ms Kirner	Mr Sercombe	
Mr Cunningham	Mr Leighton	Mr Sheehan	Tellers
Mr Dollis	Ms Marple	Mr Thomson	Mr Loney
Mrs Garbutt	Mr Pandazopoulos	(Pascoe Vale)	Mr Mildenhall

And so it was resolved in the affirmative.

- 24 **STATE DEFICIT LEVY (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, 29 APRIL 1993

Limitation of Debate - The time allotted for the remaining stages of the Bill having expired -

Question - put.

The House divided.

AYES, 60

Mr Ashley	Mr John	Mr Paterson	Mr Spry
Mr Bildstien	Mr Kennett	Mr Perrin	Mr Steggall
Mr Brown	Mr Kilgour	Mr Perton	Mr Stockdale
Mr Clark	Mr Leigh	Mr Pescott	Mr Tanner
Mr Coleman	Mr Lupton	Mrs Peulich	Mrs Tehan
Mr Cooper	Mr McArthur	Mr Phillips	Mr Thompson
Mr Davis	Mrs McGill	Mr Plowman	(Sandringham)
Mr Elder	Mr McGrath	(Benambra)	Mr Traynor
Mrs Elliott	(Warrnambool)	Mr Plowman	Mr Treasure
Mr Finn	Mr McGrath	(Evelyn)	Mr Turner
Mr Gude	(Wimmera)	Mr Reynolds	Mrs Wade
Mr Hayward	Mr McLellan	Mr Richardson	Mr Weideman
Mr Heffernan	(Frankston East)	Mr Rowe	Mr Wells
Mrs Henderson	Mr McNamara	Mr Ryan	
Mr Honeywood	Mr Maclellan	Mr Smith	
Mr Hyams	(Pakenham)	(Glen Waverley)	Tellers
Mr Jasper	Mr Maughan	Mr Smith	Mr Dean
Mr Jenkins	Dr Napthine	(Polwarth)	Mr Doyle

NOES, 23

Mr Baker	Mr Haermeyer	Mr Roper	Dr Vaughan
Mr Batchelor	Mr Hamilton	Mr Sandon	
Dr Coghill	Mr Kennan	Mr Seitz	
Mr Cole	Ms Kirner	Mr Sercombe	
Mr Cunningham	Mr Leighton	Mr Sheehan	Tellers
Mr Dollis	Mr Mildenhall	Mr Thomson	Mr Loney
Mrs Garbutt	Mr Pandazopoulos	(Pascoe Vale)	Ms Marple

And so it was resolved in the affirmative.

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

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

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

26 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

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

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 30 - Thursday, 29 April 1993

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

Industrial and Associated Legislation - Seeking that steps be taken to ensure the repeal of all industrial and associated legislation (e.g. Poll Tax, WorkCare, etc) that has been introduced during the 1992 Spring sitting of Parliament, together with the implementation of a moratorium on the passage of further legislation which undermines the working conditions of all Victorians, bearing 142 signatures (*by Mr Thwaites*)

Needs of Disabled Children - Seeking that appropriate care and supervision be available to suit the physical or mental needs of disabled children in houses specifically designed to cater for their needs and conducted by staff in a caring and safe environment, bearing 39 signatures (*by Mr Turner*)

Macedon Region - Future Water Resources - Seeking that the House will investigate and advise on future water resources for the Macedon Region, bearing 30 signatures (*by Mr Turner*)

Funding for Family Planning Services - Seeking that the House take all necessary steps to maintain and expand funding for family planning services throughout the State, bearing 1,183 signatures (*by Mr Roper*).

Severally ordered to lie on the Table.

3 **PAPERS** -

Mr Speaker presented:

Auditor-General - Special Report No. 21 on Visiting Medical Officer Arrangements.

Ordered to lie on the Table and to be printed.

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

Police Regulation Act 1958 - Report of the Deputy Ombudsman (Police Complaints) on the Alleged Suppression of Police Investigations, Police Intelligence and related matters (three volumes) - Ordered to be printed.

- 4 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until tomorrow at Ten o'clock (*Mr Gude*) - put and agreed to.
- 5 **CROWN LAND ACTS (AMENDMENT) BILL** - Mr Coleman obtained leave, with Mr Gude, to bring in a Bill "to amend the 'Land Act 1958', the 'Crown Land (Reserves) Act 1978', the 'National Parks Act 1975' and the 'Conservation, Forests and Lands Act 1987' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 6 **SUBDIVISION (AMENDMENT) BILL** - Mr Maclellan (*Pakenham*) obtained leave, with Mr Gude, to bring in a Bill "to amend the 'Subdivision Act 1988', the 'Sale of Land Act 1962' and the 'Transfer of Land Act 1958' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 7 **CONTINUATION OF SECV - Declaration of Motion as Urgent - Limitation of debate -** Mr Plowman (*Evelyn*) declared that this Motion was an urgent Motion and moved - That this Motion be considered an urgent Motion.
- Mr Speaker having ascertained that twenty members approved of the proposed motion being put -
- Question - That the Motion be considered an urgent Motion - put and agreed to.
- Motion made and question - That the time allotted for the consideration of this motion be until 12.10 p.m. this day (*Mr Plowman, Evelyn*) - put and agreed to.
- 8 **CONTINUATION OF SECV -** Order read for resuming debate on question - That, notwithstanding the recommendations of the Public Bodies Review Committee in its final report entitled 'Report to the Parliament on the "appropriate model for corporatisation of the State Electricity Commission" June 1992' presented to the Legislative Council on 4 June 1992 and the Legislative Assembly on 11 August 1992, this House resolves, pursuant to section 4P(5)(b) of the *Parliamentary Committees Act* 1968, that the State Electricity Commission of Victoria shall continue to exist; debate resumed.
- Question - put and agreed to.
- Ordered - That a Message be sent to the Legislative Council acquainting them of the resolution and seeking their concurrence therein.
- 9 **EDUCATION ACTS (TEACHERS) BILL -** Motion made and question proposed - That this Bill be now read a second time (*Mr Hayward*).
- Mr Hayward made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*
- Motion made and question - That the debate be now adjourned (*Mr Sandon*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 13 May 1993.
- 10 **RESIDENTIAL TENANCIES (WATER AND UTILITIES CHARGES) BILL -** Motion made and question proposed - That this Bill be now read a second time (*Mr Smith, Polwarth*).
- Motion made and question - That the debate be now adjourned (*Mr Cole*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 13 May 1993.
- 11 **POSTPONEMENT OF ORDERS OF THE DAY -** Ordered - That the consideration of Orders of the Day, Government Business, Nos 4 to 6 inclusive, be postponed until later this day.
- 12 **SENTENCING (AMENDMENT) BILL -** Motion made and question proposed - That this Bill be now read a second time (*Mrs Wade*).
- Motion made and question - That the debate be now adjourned (*Mr Cole*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 13 May 1993.

- 13 **CRIMES (CRIMINAL TRIALS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Wade*).
- Motion made and question - That the debate be now adjourned (*Mr Cole*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 13 May 1993.
- 14 **RACING (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Reynolds*).
- Motion made and question - That the debate be now adjourned (*Mr Roper*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 13 May 1993.
- Business having been interrupted at 2.00 p.m.
pursuant to Sessional Orders.*
- 15 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 16 **EGG INDUSTRY (DEREGULATION) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr McGrath, Wimmera*).
- Motion made and question - That the debate be now adjourned (*Mr Hamilton*) - put and agreed to.
- Ordered, after debate - That debate be adjourned until Thursday, 6 May 1993.
- 17 **DOCKLANDS AUTHORITY (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Maclellan, Pakenham*).
- Motion made and question - That the debate be now adjourned (*Mr Roper*) - put and agreed to.
- Ordered - That the debate be adjourned until Tuesday, 11 May 1993.
- 18 **LOCAL GOVERNMENT (GENERAL AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Maclellan, Pakenham*).
- Mr Maclellan (Pakenham) made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*
- Motion made and question - That the debate be now adjourned (*Mrs Wilson*) - put and agreed to.
- Ordered, after debate - That debate be adjourned until Tuesday, 11 May 1993.
- 19 **ACCIDENT COMPENSATION (WORKCOVER INSURANCE) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Pescott*).
- Motion made and question - That the debate be now adjourned (*Mr Micallef*) - put and agreed to.
- Ordered, after debate - That debate be adjourned until Tuesday, 11 May 1993.

- 20 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Acquainting the Assembly that they have agreed to a Resolution to adopt the following proposed joint standing order -
- 9A At the commencement of each Session a Committee comprising four members of each House shall be appointed to consider and report upon all matters relating to Parliamentary printing with the exception of those relating to the publication of the Victorian Parliamentary Debates; three members shall form a quorum which shall not consist exclusively of members of the Legislative Council or members of the Legislative Assembly -
- and desiring the concurrence of the Assembly.
- Ordered - That the Message be taken into consideration tomorrow.
- 21 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Corrections (Management) Bill without amendment.
- 22 **POSTPONEMENT OF ORDER OF THE DAY** - Ordered - That the consideration of Order of the Day, Government Business, No. 11, be postponed until after Order of the Day, Government Business, No. 12.
- 23 **LAND (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 24 **CHILDREN AND YOUNG PERSONS (FURTHER AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.
- Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders.*
- Motion made and question - That the sitting be continued (*Mr Maclellan, Pakenham*) - put and agreed to.
- Debate resumed on the question - That this Bill be now read a second time.
- Bill read a second time and, by leave, read a third time forthwith.
- Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 25 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Returning the Vocational Education and Training (College Employment) Bill with amendments.
- Ordered - That the amendments be printed and taken into consideration tomorrow.
- 26 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending a further appropriation for the purposes of the Casino Control (Amendment) Bill.
- 27 **CASINO CONTROL (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

Amendment proposed - That all the words after "That" be omitted with the view of inserting in place thereof the words "this Bill be withdrawn and re-drafted to specify the actual location and area of the temporary casino site." (*Mr Roper*) - and, after debate -

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

FRIDAY, 30 APRIL 1993

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

The House divided.

AYES, 55

Mr Ashley	Mr Kennett	Mr Pescott	Mr Stockdale
Mr Bildstien	Mr Kilgour	Mrs Peulich	Mr Tanner
Mr Brown	Mr Leigh	Mr Phillips	Mr Thompson
Mr Clark	Mr Lepton	Mr Plowman	(<i>Sandringham</i>)
Mr Coleman	Mr McArthur	(<i>Benambra</i>)	Mr Traynor
Mr Cooper	Mr McGrath	Mr Plowman	Mr Treasure
Mr Davis	(<i>Warrnambool</i>)	(<i>Evelyn</i>)	Mr Turner
Mr Dean	Mr McLellan	Mr Reynolds	Mrs Wade
Mr Doyle	(<i>Frankston East</i>)	Mr Richardson	Mr Weideman
Mr Elder	Mr McNamara	Mr Rowe	Mr Wells
Mrs Elliott	Mr Maclellan	Mr Ryan	
Mr Hayward	(<i>Pakenham</i>)	Mr Smith	
Mrs Henderson	Mr Maughan	(<i>Glen Waverley</i>)	
Mr Honeywood	Dr Naphthine	Mr Smith	
Mr Hyams	Mr Paterson	(<i>Polwarth</i>)	<i>Tellers</i>
Mr Jasper	Mr Perrin	Mr Spry	Mr Finn
Mr Jenkins	Mr Perton	Mr Steggall	Mrs McGill

NOES, 22

Mr Andrianopoulos	Ms Kirner	Mr Seitz	
Mr Batchelor	Mr Leighton	Mr Sercombe	
Dr Coghill	Ms Marple	Mr Sheehan	
Mr Cole	Mr Micallef	Mr Thomson	
Mr Cunningham	Mr Mildenhall	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Mr Hamilton	Mr Pandazopoulos	Dr Vaughan	Mr Haermeyer
Mr Kennan	Mr Roper	Mrs Wilson	Mr Thwaites

And so it was resolved in the affirmative.

Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

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

28 **GAMING MACHINE CONTROL (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

Amendment proposed - That all the words after "That" be omitted with the view of inserting in place thereof the words "this Bill be withdrawn and re-drafted so as to allow the Gaming Commission to declare that the amounts payable under section 136 of the *Gaming Machine Control Act* 1991 by certain gaming machine operators holding a general licence, are to be paid as if they are holders of a club licence." (*Mr Roper*) - and, after debate -

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

The House divided.

AYES, 56

Mr Ashley	Mr John	Dr Napthine	Mr Spry
Mr Bildstien	Mr Kennett	Mr Paterson	Mr Steggall
Mr Brown	Mr Kilgour	Mr Perrin	Mr Stockdale
Mr Clark	Mr Leigh	Mr Perton	Mr Tanner
Mr Coleman	Mr Lupton	Mr Pescott	Mr Traynor
Mr Cooper	Mr McArthur	Mrs Peulich	Mr Treasure
Mr Davis	Mrs McGill	Mr Phillips	Mr Turner
Mr Doyle	Mr McGrath	Mr Plowman	Mrs Wade
Mr Elder	(<i>Warrnambool</i>)	(<i>Benambra</i>)	Mr Weideman
Mrs Elliott	Mr McGrath	Mr Reynolds	Mr Wells
Mr Finn	(<i>Wimmera</i>)	Mr Richardson	
Mr Hayward	Mr McLellan	Mr Rowe	
Mrs Henderson	(<i>Frankston East</i>)	Mr Ryan	<i>Tellers</i>
Mr Honeywood	Mr McNamara	Mr Smith	Mr Dean
Mr Hyams	Mr Maclellan	(<i>Glen Waverley</i>)	Mr Thompson
Mr Jasper	(<i>Pakenham</i>)	Mr Smith	(<i>Sandringham</i>)
Mr Jenkins	Mr Maughan	(<i>Polwarth</i>)	

NOES, 22

Mr Batchelor	Ms Kirner	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Sheehan	
Mr Cole	Ms Marple	Mr Thomson	
Mr Cunningham	Mr Micallef	(<i>Pascoe Vale</i>)	
Mr Haermeyer	Mr Mildenhall	Mr Thwaites	<i>Tellers</i>
Mr Hamilton	Mr Roper	Dr Vaughan	Mr Andrianopoulos
Mr Kennan	Mr Seitz	Mrs Wilson	Mr Pandazopoulos

And so it was resolved in the affirmative.

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

Committee reported progress.

Motion made and question - That the Committee have leave to sit again (*Mrs Wade*) - put.

The House divided.

AYES, 57

Mr Ashley	Mr Kennett	Mr Perrin	Mr Stockdale
Mr Bildstien	Mr Kilgour	Mr Pertont	Mr Tanner
Mr Brown	Mr Leigh	Mr Pescott	Mr Thompson
Mr Clark	Mr Lupton	Mr Phillips	(Sandringham)
Mr Coleman	Mr McArthur	Mr Plowman	Mr Traynor
Mr Cooper	Mrs McGill	(Benambra)	Mr Treasure
Mr Davis	Mr McGrath	Mr Plowman	Mr Turner
Mr Dean	(Warrnambool)	(Evelyn)	Mrs Wade
Mr Doyle	Mr McGrath	Mr Reynolds	Mr Weideman
Mr Elder	(Wimmera)	Mr Richardson	Mr Wells
Mrs Elliott	Mr McLellan	Mr Rowe	
Mr Hayward	(Frankston East)	Mr Ryan	
Mrs Henderson	Mr McNamara	Mr Smith	
Mr Honeywood	Mr Maclellan	(Glen Waverley)	
Mr Hyams	(Pakenham)	Mr Smith	
Mr Jasper	Mr Maughan	(Polwarth)	Tellers
Mr Jenkins	Dr Napthine	Mr Spry	Mr Finn
Mr John	Mr Paterson	Mr Steggall	Mrs Peulich

NOES, 21

Mr Andrianopoulos	Ms Kirner	Mr Seitz	Dr Vaughan
Mr Batchelor	Mr Leighton	Mr Sercombe	Mrs Wilson
Dr Coghill	Ms Marple	Mr Sheehan	
Mr Haermeyer	Mr Micallef	Mr Thomson	Tellers
Mr Hamilton	Mr Pandazopoulos	(Pascoe Vale)	Mr Cunningham
Mr Kennan	Mr Roper	Mr Thwaites	Mr Mildenhall

And so it was resolved in the affirmative.

Ordered - That the House will again resolve itself into Committee later this day.

- 29 **GAMING MACHINE CONTROL (AMENDMENT) BILL** - *Declaration of Bill as Urgent - Limitation of debate* - Mr Maclellan (*Pakenham*) declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.

Mr Speaker having ascertained that twenty members approved of the proposed motion being put -

Question - That the Bill be considered an urgent Bill - put.

The House divided.

AYES, 57

Mr Ashley	Mr Jenkins	Mr Maughan	Mr Smith
Mr Bildstien	Mr John	Dr Napthine	(<i>Polwarth</i>)
Mr Brown	Mr Kennett	Mr Perrin	Mr Spry
Mr Clark	Mr Kilgour	Mr Perton	Mr Steggall
Mr Coleman	Mr Leigh	Mr Pescott	Mr Stockdale
Mr Cooper	Mr Lupton	Mrs Peulich	Mr Tanner
Mr Davis	Mr McArthur	Mr Phillips	Mr Thompson
Mr Dean	Mrs McGill	Mr Plowman	(<i>Sandringham</i>)
Mr Doyle	Mr McGrath	(<i>Benambra</i>)	Mr Treasure
Mr Elder	(<i>Warrnambool</i>)	Mr Plowman	Mr Turner
Mrs Elliott	Mr McGrath	(<i>Evelyn</i>)	Mrs Wade
Mr Finn	(<i>Wimmera</i>)	Mr Reynolds	Mr Weideman
Mr Hayward	Mr McLellan	Mr Richardson	Mr Wells
Mrs Henderson	(<i>Frankston East</i>)	Mr Rowe	<i>Tellers</i>
Mr Honeywood	Mr McNamara	Mr Ryan	Mr Paterson
Mr Hyams	Mr Maclellan	Mr Smith	Mr Traynor
Mr Jasper	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	

NOES, 20

Mr Andrianopoulos	Ms Kirner	Mr Seitz	Mrs Wilson
Mr Batchelor	Mr Leighton	Mr Sercombe	
Dr Coghill	Ms Marple	Mr Sheehan	<i>Tellers</i>
Mr Cunningham	Mr Micallef	Mr Thomson	Mr Mildenhall
Mr Haermeyer	Mr Pandazopoulos	(<i>Pascoe Vale</i>)	Mr Thwaites
Mr Hamilton	Mr Roper	Dr Vaughan	

And so it was resolved in the affirmative.

Motion made and question proposed - That the time allotted for the remaining stages of the Bill be until 7.00 a.m. this day (*Mr Maclellan, Pakenham*).

Amendment proposed - That the expression "7.00 a.m." be omitted with the view of inserting in place thereof the expression "9.00 a.m." (*Mr Roper*) - and, after debate -

Motion made, by leave, and question - That the question of time be debated for a further 30 minutes after the House resumed after the House is suspended for breakfast (*Mr Maclellan, Pakenham*) - put and agreed to.

Debate resumed on question and amendment.

Question - That the expression proposed to be omitted stand part of the question - put and negatived.

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

Ordered - That the time allotted for the remaining stages of the Bill be until 9.00 a.m.

- 30 **GAMING MACHINE CONTROL (AMENDMENT) BILL** - Further considered in Committee.
Limitation of debate - The time allotted for the remaining stages of the Bill having expired.
 Bill reported with amendments; as amended, considered, and amendments agreed to; read a third time.
 Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 31 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos 15 to 18 inclusive, be postponed until later this day.
- 32 **APPROPRIATION (1992-93) BILL - SUPPLY (1993-94, NO. 1) BILL** - *Declaration of Bills as urgent - Limitation of debate - Mr Maclellan (Pakenham) declared that 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, 55

Mr Ashley	Mr Kennett	Mr Perrin	Mr Spry
Mr Bildstien	Mr Kilgour	Mr Perton	Mr Steggall
Mr Brown	Mr Leigh	Mr Pescott	Mr Stockdale
Mr Clark	Mr Lupton	Mrs Peulich	Mr Thompson
Mr Coleman	Mr McArthur	Mr Phillips	(Sandringham)
Mr Cooper	Mrs McGill	Mr Plowman	Mr Traynor
Mr Dean	Mr McGrath	(Benambra)	Mr Treasure
Mr Doyle	(Warrnambool)	Mr Plowman	Mr Turner
Mr Elder	Mr McGrath	(Evelyn)	Mrs Wade
Mrs Elliott	(Wimmera)	Mr Reynolds	Mr Weideman
Mr Finn	Mr McLellan	Mr Richardson	Mr Wells
Mr Hayward	(Frankston East)	Mr Rowe	
Mrs Henderson	Mr Maclellan	Mr Ryan	
Mr Honeywood	(Pakenham)	Mr Smith	
Mr Hyams	Mr Maughan	(Glen Waverley)	Tellers
Mr Jasper	Dr Napthine	Mr Smith	Mr Davis
Mr John	Mr Paterson	(Polwarth)	Mr Jenkins

NOES, 24

Mr Andrianopoulos	Mr Hamilton	Mr Sandon	Dr Vaughan
Mr Baker	Mr Kennan	Mr Seitz	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Sercombe	
Mr Cole	Mr Leighton	Mr Sheehan	
Mr Cunningham	Ms Marple	Mr Thomson	Tellers
Mrs Garbutt	Mr Micallef	(Pascoe Vale)	Mr Mildenhall
Mr Haermeyer	Mr Roper	Mr Thwaites	Mr Pandazopoulos

And so it was resolved in the affirmative.

Motion made and question proposed - That the time allotted for the remaining stages of these Bills be until 11.00 a.m. this day (*Mr Maclellan, Pakenham*).

Amendment proposed - That the expression "11.00 a.m." be omitted with a view of inserting in place thereof the expression "6.00 p.m." (*Mr Roper*) - and, after debate -

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

The House divided.

AYES, 55

Mr Ashley	Mr John	Mr Perrin	Mr Stockdale
Mr Bildstien	Mr Kennett	Mr Pescott	Mr Thompson
Mr Brown	Mr Kilgour	Mrs Peulich	(<i>Sandringham</i>)
Mr Clark	Mr Leigh	Mr Phillips	Mr Traynor
Mr Coleman	Mr Lupton	Mr Plowman	Mr Treasure
Mr Cooper	Mrs McGill	(<i>Benambra</i>)	Mrs Wade
Mr Davis	Mr McGrath	Mr Plowman	Mr Weideman
Mr Dean	(<i>Warrnambool</i>)	(<i>Evelyn</i>)	Mr Wells
Mr Doyle	Mr McGrath	Mr Reynolds	
Mr Elder	(<i>Wimmera</i>)	Mr Richardson	
Mrs Elliott	Mr McLellan	Mr Rowe	
Mr Finn	(<i>Frankston East</i>)	Mr Ryan	
Mr Hayward	Mr McNamara	Mr Smith	
Mrs Henderson	Mr Maclellan	(<i>Glen Waverley</i>)	
Mr Honeywood	(<i>Pakenham</i>)	Mr Smith	
Mr Hyams	Mr Maughan	(<i>Polwarth</i>)	<i>Tellers</i>
Mr Jasper	Dr Napthine	Mr Spry	Mr McArthur
Mr Jenkins	Mr Paterson	Mr Steggall	Mr Turner

NOES, 26

Mr Andrianopoulos	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Baker	Ms Kirner	Mr Seitz	
Mr Batchelor	Mr Leighton	Mr Sercombe	
Dr Coghill	Ms Marple	Mr Sheehan	
Mr Cole	Mr Micallef	Mr Thomson	
Mr Cunningham	Mr Mildenhall	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Mrs Garbutt	Mr Pandazopoulos	Mr Thwaites	Mr Haermeyer
Mr Hamilton	Mr Roper	Dr Vaughan	Mr Loney

And so it was resolved in the affirmative.

Question - That the time allotted for the remaining stages of these Bills be until 11.00 a.m. this day - put.

The House divided.

AYES, 56

Mr Bildstien	Mr Kilgour	Mr Perton	Mr Stockdale
Mr Brown	Mr Leigh	Mr Pescott	Mr Thompson
Mr Clark	Mr Lupton	Mrs Peulich	(Sandringham)
Mr Coleman	Mr McArthur	Mr Phillips	Mr Traynor
Mr Cooper	Mrs McGill	Mr Plowman	Mr Treasure
Mr Davis	Mr McGrath	(Benambra)	Mr Turner
Mr Doyle	(Warrnambool)	Mr Plowman	Mrs Wade
Mr Elder	Mr McGrath	(Evelyn)	Mr Weideman
Mrs Elliott	(Wimmera)	Mr Reynolds	Mr Wells
Mr Finn	Mr McLellan	Mr Richardson	
Mr Hayward	(Frankston East)	Mr Rowe	
Mrs Henderson	Mr McNamara	Mr Ryan	
Mr Honeywood	Mr Maclellan	Mr Smith	
Mr Hyams	(Pakenham)	(Glen Waverley)	
Mr Jasper	Mr Maughan	Mr Smith	
Mr Jenkins	Dr Napthine	(Polwarth)	Tellers
Mr John	Mr Paterson	Mr Spry	Mr Ashley
Mr Kennett	Mr Perrin	Mr Steggall	Mr Dean

NOES, 26

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Baker	Mr Kennan	Mr Sandon	
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Cunningham	Ms Marple	Mr Thomson	
Mrs Garbutt	Mr Micallef	(Pascoe Vale)	Tellers
Mr Haermeyer	Mr Mildenhall	Dr Vaughan	Mr Pandazopoulos
			Mr Thwaites

And so it was resolved in the affirmative.

- 33 **APPROPRIATION (1992-93) BILL - SUPPLY (1993-94 NO. 1) BILL** - Order read for resuming debate on question - That these Bills be now read a second time; debate resumed.

Limitation of debate - The time allotted for the remaining stages of the Bills having expired -

Question - put.

The House divided.

AYES, 56

Mr Bildstien	Mr Kennett	Mr Perton	Mr Stockdale
Mr Brown	Mr Kilgour	Mr Pescott	Mr Thompson
Mr Clark	Mr Leigh	Mrs Peulich	(Sandringham)
Mr Coleman	Mr Lupton	Mr Phillips	Mr Traynor
Mr Cooper	Mr McArthur	Mr Plowman	Mr Treasure
Mr Davis	Mrs McGill	(Benambra)	Mr Turner
Mr Dean	Mr McGrath	Mr Plowman	Mrs Wade
Mr Doyle	(Warrnambool)	(Evelyn)	Mr Weideman
Mr Elder	Mr McGrath	Mr Reynolds	Mr Wells
Mrs Elliott	(Wimmera)	Mr Richardson	
Mr Finn	Mr McLellan	Mr Rowe	
Mr Hayward	(Frankston East)	Mr Ryan	
Mrs Henderson	Mr McNamara	Mr Smith	
Mr Honeywood	Mr Maclellan	(Glen Waverley)	
Mr Hyams	(Pakenham)	Mr Smith	
Mr Jasper	Mr Maughan	(Polwarth)	Tellers
Mr Jenkins	Dr Napthine	Mr Spry	Mr Ashley
Mr John	Mr Perrin	Mr Steggall	Mr Paterson

NOES, 26

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Baker	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Ms Marple	Mr Sheehan	
Mr Dollis	Mr Micallef	Mr Thomson	Tellers
Mrs Garbutt	Mr Mildenhall	(Pascoe Vale)	Mr Loney
Mr Haermeyer	Mr Pandazopoulos	Dr Vaughan	Mr Thwaites

And so it was resolved in the affirmative.

Bills read a second time and, by leave, read a third time forthwith.

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

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

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

And the House, at forty-three minutes past Eleven o'clock in the morning, adjourned until Tuesday, 4 May 1993.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 31, 32, 33 and 34

No. 31 - Tuesday, 4 May 1993

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:

Institute of Educational Administration - Seeking that the Institute of Educational Administration continues to provide high quality residential training programs and other activities to improve the administrative ability of certain persons in accordance with the *Institute of Educational Administration Act 1980*, bearing 20 and 21 signatures (by Mr Maughan and Ms Kirner, respectively).

Severally ordered to lie on the Table.

4 **CONSULTATIVE COUNCIL ON OBSTETRIC AND PAEDIATRIC MORTALITY AND MORBIDITY REPORT**- Motion made, by leave, and question - That there be presented to this House a copy of the Report of the Consultative Council on Obstetric and Paediatric Mortality and Morbidity for the year 1990 (*Mrs Tehan*) - put and agreed to.

5 **PAPER** - Mrs Tehan presented:

Consultative Council on Obstetric and Paediatric Mortality and Morbidity - Report for the year 1990 - Return to the foregoing Order.

Ordered to lie on the Table.

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

Dental Board of Victoria - Report for the year ended 30 September 1992

Greyhound Racing Control Board - Report for the year 1991-92

Harness Racing Board - Report for the year 1991-92

Latrobe Regional Hospital - Report for the year 1991-92

Monash University - Report of the Council for 1990 together with Statutes approved by the Governor in Council during 1990

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

Alberton Planning Scheme - No. L25

Bairnsdale City Planning Scheme - No. L29

Benalla Shire Planning Scheme - No. L11

Berwick Planning Scheme - Nos. L54 Part 1, L56

Bright Planning Scheme - No. L14

Brunswick Planning Scheme - No. L26
 Camberwell Planning Scheme - No. L31
 Essendon Planning Scheme - Nos. L42, L44
 Geelong Regional Planning Scheme - Nos. L131, R133
 Hastings Planning Scheme - Nos. L63, L75, L104, L110
 Heidelberg Planning Scheme - Nos. L26, L35
 Melbourne Planning Scheme - No. L73
 Moorabbin Planning Scheme - No. L29
 South Melbourne Planning Scheme - No. L48

West Gippsland Hospital - Report for the year 1991-92

Wildlife Act 1975 - Notices of closure of areas to hunting pursuant to section 86

Woorayl District Memorial Hospital - Report for the year 1991-92.

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

On 29 April 1993

Debits Tax (Amendment) Bill

On 4 May 1993

Barley Marketing Bill

Financial Institutions Duty (Amendment) Bill

Pay-roll Tax (Amendment) Bill.

8 BUSINESS FRANCHISE (PETROLEUM PRODUCTS) (AMENDMENT) BILL -
 Mr Stockdale, pursuant to Standing Order No. 169 (b), obtained leave, with Mr Gude, to bring in a Bill "to amend 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.

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

Accident Compensation (WorkCover Insurance) Bill

Audit (Tender Board) Bill

Caravan Parks and Movable Dwellings (Amendment) Bill

Crown Land Acts (Amendment) Bill

Docklands Authority (Amendment) Bill

Education Acts (Teachers) Bill

Ethnic Affairs Commission Bill

Institute of Educational Administration (Repeal) Bill

Land (Miscellaneous Matters) Bill

Local Government (General Amendment) Bill

Police Regulation (Discipline) Bill

Stamps (Amendment) Bill

Tertiary Education Bill.

- 10 **CROWN LAND ACTS (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Coleman*).
- Motion made and question - That the debate be now adjourned (*Ms Marple*) - put and agreed to.
- Ordered - That the debate be adjourned until Tuesday, 18 May 1993.
- 11 **SUBDIVISION (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Maclellan, Pakenham*).
- Motion made and question - That the debate be now adjourned (*Mr Dollis*) - put and agreed to.
- Motion made and question proposed - That the debate be adjourned for one week (*Mr Maclellan, Pakenham*) - and, after debate -
- Amendment proposed - That the words "one week" be omitted with the view of inserting in place thereof the words "two weeks" (*Mr Roper*) - 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.
- Ordered - That the debate be adjourned until Tuesday, 18 May 1993.
- 12 **BOARD OF STUDIES BILL** - *Declaration of Bill as Urgent - Limitation of debate* - Mr Gude declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.
- Mr Speaker having ascertained that twenty members approved of the proposed motion being put -
- Question - That the Bill be considered an urgent Bill - put.
- The House divided.

AYES, 58

Mr Ashley	Mr Kennett	Mr Pescott	Mr Thompson
Mr Bildstien	Mr Kilgour	Mrs Peulich	(<i>Sandringham</i>)
Mr Clark	Mr Leigh	Mr Phillips	Mr Traynor
Mr Coleman	Mr Lupton	Mr Plowman	Mr Treasure
Mr Cooper	Mr McArthur	(<i>Benambra</i>)	Mr Turner
Mr Davis	Mrs McGill	Mr Plowman	Mrs Wade
Mr Dean	Mr McGrath	(<i>Evelyn</i>)	Mr Weideman
Mr Doyle	(<i>Warrnambool</i>)	Mr Reynolds	Mr Wells
Mr Elder	Mr McGrath	Mr Richardson	
Mrs Elliott	(<i>Wimmera</i>)	Mr Ryan	
Mr Gude	Mr McLellan	Mr Smith	
Mr Hayward	(<i>Frankston East</i>)	(<i>Glen Waverley</i>)	
Mr Heffernan	Mr Maclellan	Mr Smith	
Mrs Henderson	(<i>Pakenham</i>)	(<i>Polwarth</i>)	
Mr Honeywood	Mr Maughan	Mr Spry	
Mr Hyams	Dr Napthine	Mr Steggall	
Mr Jasper	Mr Paterson	Mr Stockdale	<i>Tellers</i>
Mr Jenkins	Mr Perrin	Mr Tanner	Mr Finn
Mr John	Mr Pertone	Mrs Tehan	Mr Rowe

NOES, 24

Mr Andrianopoulos	Mrs Garbutt	Mr Micallef	Mr Thomson
Mr Baker	Mr Haermeyer	Mr Mildenhall	(<i>Pascoe Vale</i>)
Mr Batchelor	Mr Hamilton	Mr Pandazopoulos	
Dr Coghill	Mr Kennan	Mr Roper	
Mr Cole	Ms Kirner	Mr Sandon	<i>Tellers</i>
Mr Cunningham	Mr Leighton	Mr Sercombe	Ms Marple
Mr Dollis	Mr Loney	Mr Sheehan	Dr Vaughan

And so it was resolved in the affirmative.

Motion made and question - That the time allotted in connexion with the Bill be as follows:

- (a) For the second reading stage of the Bill until 4.45 p.m. this day; and
- (b) For the remaining stages of the Bill until 9.45 p.m. this day

(*Mr Gude*) - after debate, put.

The House divided.

AYES, 59

Mr Bildstien	Mr Kilgour	Mr Pescott	Mrs Tehan
Mr Clark	Mr Leigh	Mrs Peulich	Mr Thompson
Mr Coleman	Mr Lupton	Mr Phillips	(<i>Sandringham</i>)
Mr Cooper	Mr McArthur	Mr Plowman	Mr Traynor
Mr Davis	Mrs McGill	(<i>Benambra</i>)	Mr Treasure
Mr Dean	Mr McGrath	Mr Plowman	Mr Turner
Mr Doyle	(<i>Warrnambool</i>)	(<i>Evelyn</i>)	Mrs Wade
Mr Elder	Mr McGrath	Mr Reynolds	Mr Weideman
Mr Finn	(<i>Wimmera</i>)	Mr Richardson	Mr Wells
Mr Gude	Mr McLellan	Mr Rowe	
Mr Hayward	(<i>Frankston East</i>)	Mr Ryan	
Mr Heffernan	Mr McNamara	Mr Smith	
Mrs Henderson	Mr Maclellan	(<i>Glen Waverley</i>)	
Mr Honeywood	(<i>Pakenham</i>)	Mr Smith	
Mr Hyams	Mr Maughan	(<i>Polwarth</i>)	
Mr Jasper	Dr Napthine	Mr Spry	
Mr Jenkins	Mr Paterson	Mr Steggall	<i>Tellers</i>
Mr John	Mr Perrin	Mr Stockdale	Mr Ashley
Mr Kennett	Mr Perton	Mr Tanner	Mrs Elliott

NOES, 23

Mr Andrianopoulos	Mr Kennan	Mr Pandazopoulos	Dr Vaughan
Mr Batchelor	Ms Kirner	Mr Roper	
Dr Coghill	Mr Leighton	Mr Sandon	
Mr Cole	Mr Loney	Mr Sercombe	
Mr Dollis	Ms Marple	Mr Sheehan	<i>Tellers</i>
Mrs Garbutt	Mr Micallef	Mr Thomson	Mr Cunningham
Mr Hamilton	Mr Mildenhall	(<i>Pascoe Vale</i>)	Mr Haermeyer

And so it was resolved in the affirmative.

- 13 **BOARD OF STUDIES BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

Amendment proposed - That all the words after "That" be omitted with the view of inserting in place thereof the words "this Bill be withdrawn and re-drafted to ensure that - (a) its membership reflects partnership in education of principals, parents and teachers and expertise in and commitment to the State education system; (b) the Board acts as an expert Committee independent of the Minister and accountable to the public of Victoria through Parliament; and (c) adequate staffing and resources are provided to the Board to allow consideration of all courses from preparatory to Year 12 in spite of the current economic climate." (*Mr Sandon*).

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

The House divided.

AYES, 56

Mr Ashley	Mr Jasper	Mr Perrin	Mr Stockdale
Mr Bildstien	Mr Jenkins	Mr Perton	Mr Tanner
Mr Clark	Mr John	Mr Pescott	Mrs Tehan
Mr Coleman	Mr Kennett	Mrs Peulich	Mr Thompson
Mr Cooper	Mr Kilgour	Mr Phillips	(<i>Sandringham</i>)
Mr Davis	Mr Leigh	Mr Plowman	Mr Traynor
Mr Dean	Mr McArthur	(<i>Benambra</i>)	Mr Turner
Mr Doyle	Mr McGrath	Mr Plowman	Mrs Wade
Mr Elder	(<i>Warrnambool</i>)	(<i>Evelyn</i>)	Mr Weideman
Mrs Elliott	Mr McGrath	Mr Reynolds	Mr Wells
Mr Finn	(<i>Wimmera</i>)	Mr Richardson	
Mr Gude	Mr McNamara	Mr Rowe	
Mr Hayward	Mr Maclellan	Mr Ryan	
Mr Heffernan	(<i>Pakenham</i>)	Mr Smith	<i>Tellers</i>
Mrs Henderson	Mr Maughan	(<i>Glen Waverley</i>)	Mr McLellan
Mr Honeywood	Dr Napthine	Mr Spry	(<i>Frankston East</i>)
Mr Hyams	Mr Paterson	Mr Steggall	Mr Treasure

NOES, 25

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	
Mr Baker	Mr Hamilton	Mr Sandon	
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Ms Kirner	Mr Sercombe	
Mr Cole	Mr Leighton	Mr Sheehan	
Mr Cunningham	Ms Marple	Mr Thomson	<i>Tellers</i>
Mr Dollis	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Loney
Mrs Garbutt	Mr Pandazopoulos	Dr Vaughan	Mr Mildenhall

And so it was resolved in the affirmative.

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 a third time.

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

- 14 **APPROPRIATION (PARLIAMENT 1992-93) BILL - SUPPLY (PARLIAMENT 1993-94, NO. 1) BILL - Declaration of Bills as Urgent - Limitation of debate -** Mr Gude declared that 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, 57

Mr Ashley	Mr John	Mr Perton	Mr Stockdale
Mr Bildstien	Mr Kennett	Mr Pescott	Mr Tanner
Mr Clark	Mr Kilgour	Mrs Peulich	Mrs Tehan
Mr Coleman	Mr Leigh	Mr Phillips	Mr Thompson
Mr Cooper	Mr McArthur	Mr Plowman	(Sandringham)
Mr Davis	Mr McGrath	(Benambra)	Mr Treasure
Mr Dean	(Warrnambool)	Mr Plowman	Mr Turner
Mr Doyle	Mr McGrath	(Evelyn)	Mrs Wade
Mr Elder	(Wimmera)	Mr Reynolds	Mr Weideman
Mrs Elliott	Mr McLellan	Mr Richardson	Mr Wells
Mr Finn	(Frankston East)	Mr Rowe	
Mr Gude	Mr McNamara	Mr Ryan	
Mr Hayward	Mr Maclellan	Mr Smith	
Mr Heffernan	(Pakenham)	(Glen Waverley)	
Mrs Henderson	Mr Maughan	Mr Smith	
Mr Honeywood	Dr Napthine	(Polwarth)	Tellers
Mr Hyams	Mr Paterson	Mr Spry	Mr Jenkins
Mr Jasper	Mr Perrin	Mr Steggall	Mr Traynor

NOES, 24

Mr Batchelor	Mr Hamilton	Mr Pandazopoulos	Mr Thomson
Dr Coghill	Mr Kennan	Mr Roper	(Pascoe Vale)
Mr Cole	Ms Kirner	Mr Sandon	Dr Vaughan
Mr Cunningham	Mr Leighton	Mr Seitz	
Mr Dollis	Mr Loney	Mr Sercombe	Tellers
Mrs Garbutt	Ms Marple	Mr Sheehan	Mr Andrianopoulos
Mr Haermeyer	Mr Micallef		Mr Thwaites

And so it was resolved in the affirmative.

Motion made and question proposed - That the time allotted for the remaining stages of these Bills be until 11.15 p.m. this day (Mr Gude) - and, after debate -

*Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders.*

Motion made and question - That the sitting be continued (Mr Stockdale) - put.

The House divided.

AYES, 57

Mr Ashley	Mr Kennett	Mr Pescott	Mr Tanner
Mr Bildstien	Mr Kilgour	Mrs Peulich	Mrs Tehan
Mr Clark	Mr Leigh	Mr Phillips	Mr Thompson
Mr Coleman	Mr McArthur	Mr Plowman	(Sandringham)
Mr Cooper	Mr McGrath	(Benambra)	Mr Traynor
Mr Dean	(Warrnambool)	Mr Plowman	Mr Treasure
Mr Elder	Mr McGrath	(Evelyn)	Mr Turner
Mrs Elliott	(Wimmera)	Mr Reynolds	Mrs Wade
Mr Finn	Mr McLellan	Mr Richardson	Mr Weideman
Mr Gude	(Frankston East)	Mr Rowe	Mr Wells
Mr Hayward	Mr McNamara	Mr Ryan	
Mr Heffernan	Mr Maclellan	Mr Smith	
Mrs Henderson	(Pakenham)	(Glen Waverley)	
Mr Honeywood	Mr Maughan	Mr Smith	
Mr Hyams	Dr Napthine	(Polwarth)	
Mr Jasper	Mr Paterson	Mr Spry	Tellers
Mr Jenkins	Mr Perrin	Mr Steggall	Mr Davis
Mr John	Mr Perton	Mr Stockdale	Mr Doyle

NOES, 24

Mr Andrianopoulos	Mr Haermeyer	Mr Pandazopoulos	Mr Thomson
Mr Batchelor	Mr Hamilton	Mr Roper	(Pascoe Vale)
Dr Coghill	Mr Kennan	Mr Sandon	Mr Thwaites
Mr Cole	Ms Kirner	Mr Seitz	
Mr Cunningham	Mr Leighton	Mr Sercombe	Tellers
Mr Dollis	Mr Loney	Mr Sheehan	Ms Marple
Mrs Garbutt	Mr Micallef		Dr Vaughan

And so it was resolved in the affirmative.

Debate resumed on question - That the time allotted for the remaining stages of these Bills be until 11.15 p.m. this day.

Amendment proposed - That the expression "11.15 p.m. this day" be omitted with the view of inserting in place thereof the expression "1.00 p.m. tomorrow" (Mr Roper) - and, after debate -

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

The House divided.

AYES, 57

Mr Ashley	Mr Jasper	Dr Napthine	Mr Spry
Mr Bildstien	Mr Jenkins	Mr Paterson	Mr Steggall
Mr Clark	Mr John	Mr Perrin	Mr Stockdale
Mr Coleman	Mr Kennett	Mr Perton	Mr Tanner
Mr Cooper	Mr Kilgour	Mr Pescott	Mrs Tehan
Mr Davis	Mr Leigh	Mrs Peulich	Mr Thompson
Mr Dean	Mr McArthur	Mr Phillips	(Sandringham)
Mr Doyle	Mr McGrath	Mr Plowman	Mr Traynor
Mr Elder	(Warrnambool)	(Evelyn)	Mr Treasure
Mrs Elliott	Mr McGrath	Mr Reynolds	Mr Turner
Mr Finn	(Wimmera)	Mr Richardson	Mrs Wade
Mr Gude	Mr McLellan	Mr Rowe	Mr Weideman
Mr Hayward	(Frankston East)	Mr Ryan	
Mr Heffernan	Mr McNamara	Mr Smith	<i>Tellers</i>
Mrs Henderson	Mr Maclellan	(Glen Waverley)	Mr Plowman
Mr Honeywood	(Pakenham)	Mr Smith	(Benambra)
Mr Hyams	Mr Maughan	(Polwarth)	Mr Wells

NOES, 25

Mr Andrianopoulos	Mr Hamilton	Mr Sandon	
Mr Baker	Mr Kennan	Mr Seitz	
Mr Batchelor	Ms Kirner	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Sheehan	
Mr Cole	Mr Loney	Mr Thomson	
Mr Cunningham	Ms Marple	(Pascoe Vale)	<i>Tellers</i>
Mr Dollis	Mr Micallef	Mr Thwaites	Mr Haermeyer
Mrs Garbutt	Mr Roper	Dr Vaughan	Mr Pandazopoulos

And so it was resolved in the affirmative.

Ordered - That the time allotted for the remaining stages of these Bills be until 11.15 p.m. this day.

- 15 **APPROPRIATION (PARLIAMENT 1992-93) BILL - SUPPLY (PARLIAMENT 1993-94 NO. 1) BILL** - Order read for resuming debate on question - That these Bills be now read a second time; debate resumed.

Limitation of debate - The time allotted for the remaining stages of these Bills having expired -

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

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

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

- 17 **ADJOURNMENT** - Motion made and question proposed - That the House do now adjourn (*Mr Gude*).

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

WEDNESDAY, 5 MAY 1993

Question - put and agreed to.

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

J.G. LITTLE

Clerk of the Legislative Assembly

JOHN E. DELZOPPO

Speaker

No. 32 - Wednesday, 5 May 1993

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

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

Institute of Educational Administration - Seeking that the Institute of Educational Administration continues to provide high quality residential training programs and other activities to improve the administrative ability of certain persons in accordance with the *Institute of Educational Administration Act 1980*, bearing 27 and 38 signatures (*by Mr Jenkins and Mr Turner, respectively*)

Track Closure in Yarra Valley/Gembrook Areas - Seeking that the tracks closed in the Yarra Valley/Gembrook areas be reopened immediately and no further track/road closures be implemented at all on any public land in Victoria, bearing 2,063 signatures (*by Mr McArthur*)

Mobil Refinery in Williamstown and Altona - Seeking that the Government not approve the proposed expansion of the Mobil Refinery in Williamstown and Altona, bearing 4,987 signatures (*by Ms Kirner*).

Severally ordered to lie on the Table.

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

Statutory Rule under the Drugs, Poisons and Controlled Substances Act 1981 - S.R. No. 63.

- 4 **ADJOURNMENT MOTION - REPUBLIC ADVISORY COMMITTEE** - Mr Kennan proposed the adjournment of the House for the purpose of discussing a definite matter of urgent public importance, namely -

"The failure of the Victorian Government to nominate Sir Rupert Hamer for appointment to the Republic Advisory Committee established by the Prime Minister."

Mr Speaker having ascertained that twelve members approved of the proposed discussion -

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

The House divided.

AYES, 23

Mr Andrianopoulos	Mr Haermeyer	Mr Pandazopoulos	Mr Thomson
Mr Batchelor	Mr Kennan	Mr Roper	(<i>Pascoe Vale</i>)
Dr Coghill	Ms Kirner	Mr Sandon	
Mr Cole	Mr Leighton	Mr Seitz	
Mr Cunningham	Mr Loney	Mr Sercombe	<i>Tellers</i>
Mr Dollis	Ms Marple	Mr Sheehan	Mr Mildenhall
Mrs Garbutt	Mr Micallef		Mr Thwaites

NOES, 54

Mr Ashley	Mr John	Mr Paterson	Mr Tanner
Mr Bildstien	Mr Kilgour	Mr Perrin	Mrs Tehan
Mr Brown	Mr Leigh	Mrs Peulich	Mr Thompson
Mr Clark	Mr Lupton	Mr Plowman	(<i>Sandringham</i>)
Mr Coleman	Mr McArthur	Mr Plowman	Mr Traynor
Mr Cooper	Mrs McGill	(<i>Evelyn</i>)	Mr Treasure
Mr Davis	Mr McGrath	Mr Reynolds	Mr Turner
Mr Doyle	(<i>Warrnambool</i>)	Mr Richardson	Mrs Wade
Mr Elder	Mr McGrath	Mr Rowe	Mr Weideman
Mrs Elliott	(<i>Wimmera</i>)	Mr Smith	Mr Wells
Mr Finn	Mr McLellan	(<i>Glen Waverley</i>)	
Mr Gude	(<i>Frankston East</i>)	Mr Smith	
Mr Hayward	Mr McNamara	(<i>Polwarth</i>)	
Mrs Henderson	Mr Maclellan	Mr Spry	<i>Tellers</i>
Mr Hyams	(<i>Pakenham</i>)	Mr Steggall	Mr Dean
Mr Jasper	Mr Maughan	Mr Stockdale	Mr Phillips
Mr Jenkins	Dr Napthine		

And so it passed in the negative.

- 5 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until tomorrow at 12 noon (*Mr Gude*) - put and agreed to.
- 6 **FREEDOM OF INFORMATION (AMENDMENT) BILL** - Mrs Wade, after debate, obtained leave, with Mr Gude, to bring in a Bill "to amend the 'Freedom of Information Act 1982' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 **VICTORIAN PLANTATIONS CORPORATION BILL** - Mr Coleman, after debate, obtained leave, with Mr Stockdale, to bring in a Bill "to confer additional functions and powers on the Victorian Plantations Corporation, a State body established under the 'State Owned Enterprises Act 1992', to make further provision for the management of plantations, to make consequential amendments to certain Acts and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 **TATTERSALL CONSULTATIONS (REPORTING) BILL** - Mr Stockdale obtained leave, with Mr Coleman, to bring in a Bill "to amend the 'Tattersall Consultations Act 1958' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 9 **CLUB KENO BILL** - Mr Stockdale obtained leave, with Mr Coleman, to bring in a Bill "to make provision for the game of Club Keno, to amend the 'Tattersall Consultations Act 1958' and the 'Racing Act 1958' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

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

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

- 11 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending a further appropriation for the purposes of the Stamps (Amendment) Bill.

- 12 **BUSINESS FRANCHISE (PETROLEUM PRODUCTS) (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Stockdale*).

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

Motion made and question proposed - That the debate be adjourned for one week (*Mr Stockdale*).

Amendment proposed - That the words "one week" be omitted with the view of inserting in place thereof the words "two weeks" (*Mr Baker*) - and, after debate -

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

The House divided.

AYES, 56

Mr Ashley	Mr Jenkins	Mr Perton	Mr Tanner
Mr Bildstien	Mr John	Mr Pescott	Mrs Tehan
Mr Brown	Mr Kilgour	Mr Phillips	Mr Thompson
Mr Clark	Mr Leigh	Mr Plowman	(<i>Sandringham</i>)
Mr Coleman	Mr McArthur	(<i>Benambra</i>)	Mr Traynor
Mr Cooper	Mrs McGill	Mr Plowman	Mr Turner
Mr Davis	Mr McGrath	(<i>Evelyn</i>)	Mrs Wade
Mr Dean	(<i>Warrnambool</i>)	Mr Reynolds	Mr Weideman
Mr Doyle	Mr McGrath	Mr Richardson	Mr Wells
Mr Elder	(<i>Wimmera</i>)	Mr Rowe	
Mrs Elliott	Mr McLellan	Mr Ryan	
Mr Finn	(<i>Frankston East</i>)	Mr Smith	
Mr Gude	Mr Maclellan	(<i>Glen Waverley</i>)	
Mr Hayward	(<i>Pakenham</i>)	Mr Smith	
Mr Heffernan	Mr Maughan	(<i>Polwarth</i>)	
Mrs Henderson	Dr Napthine	Mr Spry	<i>Tellers</i>
Mr Hyams	Mr Paterson	Mr Steggall	Mr Lupton
Mr Jasper	Mr Perrin	Mr Stockdale	Mrs Peulich

NOES, 25

Mr Andrianopoulos	Mrs Garbutt	Mr Mildenhall	Mr Thomson
Mr Baker	Mr Haermeyer	Mr Pandazopoulos	(Pascoe Vale)
Mr Batchelor	Mr Hamilton	Mr Roper	Mr Thwaites
Dr Coghill	Mr Kennan	Mr Sandon	
Mr Cole	Ms Kirner	Mr Seitz	Tellers
Mr Cunningham	Mr Leighton	Mr Sercombe	Mr Loney
Mr Dollis	Mr Micallef	Mr Sheehan	Ms Marple

And so it was resolved in the affirmative.

Ordered - That the debate be adjourned until Wednesday, 12 May 1993.

- 13 **STAMPS (AMENDMENT) BILL** - *Declaration of Bill as Urgent - Limitation of debate* - Mr Gude declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.

Mr Speaker having ascertained that twenty members approved of the proposed motion being put -

Question - That the Bill be considered an urgent Bill - put.

The House divided.

AYES, 57

Mr Ashley	Mr John	Mr Perton	Mr Stockdale
Mr Bildstien	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Brown	Mr Leigh	Mrs Peulich	Mrs Tehan
Mr Clark	Mr Lupton	Mr Phillips	Mr Thompson
Mr Coleman	Mr McArthur	Mr Plowman	(Sandringham)
Mr Cooper	Mrs McGill	(Benambra)	Mr Traynor
Mr Davis	Mr McGrath	Mr Plowman	Mr Treasure
Mr Dean	(Warrnambool)	(Evelyn)	Mr Turner
Mr Doyle	Mr McGrath	Mr Reynolds	Mrs Wade
Mr Elder	(Wimmera)	Mr Richardson	Mr Weideman
Mrs Elliott	Mr McLellan	Mr Rowe	
Mr Gude	(Frankston East)	Mr Ryan	
Mr Hayward	Mr Maclellan	Mr Smith	
Mr Heffernan	(Pakenham)	(Glen Waverley)	
Mrs Henderson	Mr Maughan	Mr Smith	
Mr Hyams	Dr Napthine	(Polwarth)	Tellers
Mr Jasper	Mr Paterson	Mr Spry	Mr Finn
Mr Jenkins	Mr Perrin	Mr Steggall	Mr Wells

NOES, 25

Mr Andrianopoulos	Mrs Garbutt	Ms Marple	Mr Thomson
Mr Baker	Mr Haermeyer	Mr Micallef	(Pascoe Vale)
Mr Batchelor	Mr Hamilton	Mr Roper	Mr Thwaites
Dr Coghill	Mr Kennan	Mr Sandon	
Mr Cole	Ms Kirner	Mr Seitz	Tellers
Mr Cunningham	Mr Leighton	Mr Sercombe	Mr Mildenhall
Mr Dollis	Mr Loney	Mr Sheehan	Mr Pandazopoulos

And so it was resolved in the affirmative.

Motion made and question - That the time allotted in connexion with the Bill be as follows:

- (a) For the second reading stage of the Bill until 4.15 p.m. this day; and
- (b) For the remaining stages of the Bill until 9.15 p.m. this day.

(Mr Gude) - put and agreed to.

- 14 **STAMPS (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 15 **EVIDENCE (UNSWORN EVIDENCE) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.
- Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 16 **SUBORDINATE LEGISLATION (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.
- Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 17 **COMMERCIAL ARBITRATION (AMENDMENT) BILL** - Order read for the consideration of the amendments made by the Legislative Council.
- And the said amendments were read a second time and agreed to by the House with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.
- Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 18 **VOCATIONAL EDUCATION AND TRAINING (COLLEGE EMPLOYMENT) BILL** - Order read for the consideration of the amendments made by the Legislative Council.
- And the said amendments were read a second time and agreed to by the House.
- Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 19 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question proposed - That the consideration of remaining business be postponed (*Mrs Wade*).
- Amendment proposed - That all the words after the word "remaining" be omitted with the view of inserting in place thereof the words "Orders of the Day, Government Business and General Business, Notices of Motion, Nos. 1 to 43 inclusive, be postponed until later this day" (*Mr Roper*) - and, after debate -
- Question - That the words proposed to be omitted stand part of the question - put.

The House divided.

AYES, 52

Mr Ashley	Mr Hyams	Dr Napthine	Mr Stockdale
Mr Bildstien	Mr Jenkins	Mr Paterson	Mr Tanner
Mr Brown	Mr John	Mr Perrin	Mrs Tehan
Mr Clark	Mr Kennett	Mr Perton	Mr Traynor
Mr Coleman	Mr Kilgour	Mr Pescott	Mr Treasure
Mr Cooper	Mr Leigh	Mrs Peulich	Mr Turner
Mr Davis	Mrs McGill	Mr Phillips	Mrs Wade
Mr Dean	Mr McGrath	Mr Plowman	Mr Weideman
Mr Doyle	(Warrnambool)	(Benambra)	Mr Wells
Mr Elder	Mr McGrath	Mr Reynolds	
Mrs Elliott	(Wimmera)	Mr Rowe	
Mr Finn	Mr McLellan	Mr Ryan	
Mr Gude	(Frankston East)	Mr Smith	
Mr Hayward	Mr Maclellan	(Glen Waverley)	Tellers
Mr Heffernan	(Pakenham)	Mr Smith	Mr McArthur
Mrs Henderson	Mr Maughan	(Polwarth)	Mr Spry

NOES, 25

Mr Andrianopoulos	Mrs Garbutt	Mr Mildenhall	Mr Thomson
Mr Baker	Mr Hamilton	Mr Pandazopoulos	(Pascoe Vale)
Mr Batchelor	Mr Kennan	Mr Roper	Mr Thwaites
Dr Coghill	Mr Leighton	Mr Sandon	
Mr Cole	Mr Loney	Mr Seitz	Tellers
Mr Cunningham	Ms Marple	Mr Sercombe	Mr Haermeyer
Mr Dollis	Mr Micallef	Mr Sheehan	Dr Vaughan

And so it was resolved in the affirmative.

Ordered - That the consideration of remaining business be postponed.

20 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

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

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 33 - Thursday, 6 May 1993

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

His Excellency was pleased to make the following Reply:

Mr Speaker and Members of the Legislative Assembly:

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

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

R. E. McGARVIE
Governor of Victoria

Melbourne 6 May, 1993

- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
- Institute of Educational Administration** - Seeking that the Institute of Educational Administration continues to provide high quality residential training programs and other activities to improve the administrative ability of certain persons in accordance with the *Institute of Educational Administration Act 1980*, bearing 48 signatures (*by Mr Loney*)
- Coode Island Chemical Storage Facility** - Seeking that the proposed transfer of the Coode Island chemical storage facility to Point Wilson, in the Shire of Corio, be rejected, bearing 133 signatures (*by Mr Loney*).
- Severally ordered to lie on the Table.
- 4 **HEALTH COMPUTING SERVICES VICTORIA LIMITED** - Motion made, by leave, and question - That there be presented to this House a copy of the Health Computing Services Victoria Limited Report for the year 1991-92 (*Mrs Tehan*) - put and agreed to.
- 5 **PAPER** - Mrs Tehan presented:
- Health Computing Services Victoria Limited - Report for the year 1991-92 - Return to the foregoing Order.
- Ordered to lie on the Table.
- 6 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
- Council of Adult Education - Report for the year 1992
- Health Department - Report for the year 1991-92
- Statutory Rules under the following Acts:
- Melbourne and Metropolitan Board of Works Act 1958 - S.R. No. 65
- Estate Agents Act 1980 - S.R. No. 64.
- 7 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:
- Business Franchise (Petroleum Products) (Amendment) Bill
- Racing (Amendment) Bill.

- 8 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until tomorrow at Ten o'clock (*Mr Gude*) - put and agreed to.
- 9 **ETHNIC AFFAIRS COMMISSION BILL** - *Declaration of Bill as Urgent - Limitation of debate* - Mr Gude declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.

Mr Speaker having ascertained that twenty members approved of the proposed motion being put -

Question - That the Bill be considered an urgent Bill - put.

The House divided.

AYES, 54

Mr Ashley	Mr Jasper	Mr Maclellan	Mr Spry
Mr Bildstien	Mr Jenkins	(<i>Pakenham</i>)	Mr Steggall
Mr Brown	Mr John	Mr Maughan	Mr Tanner
Mr Clark	Mr Kennett	Dr Napthine	Mrs Tehan
Mr Coleman	Mr Kilgour	Mr Paterson	Mr Thompson
Mr Cooper	Mr Leigh	Mr Perrin	(<i>Sandringham</i>)
Mr Davis	Mr Lupton	Mr Pescott	Mr Treasure
Mr Dean	Mr McArthur	Mrs Peulich	Mrs Wade
Mr Doyle	Mrs McGill	Mr Phillips	Mr Weideman
Mrs Elliott	Mr McGrath	Mr Plowman	Mr Wells
Mr Finn	(<i>Warrnambool</i>)	(<i>Benambra</i>)	
Mr Gude	Mr McGrath	Mr Reynolds	
Mr Hayward	(<i>Wimmera</i>)	Mr Ryan	
Mr Heffernan	Mr McLellan	Mr Smith	
Mrs Henderson	(<i>Frankston East</i>)	(<i>Glen Waverley</i>)	<i>Tellers</i>
Mr Honeywood	Mr McNamara	Mr Smith	Mr Traynor
Mr Hyams		(<i>Polwarth</i>)	Mr Turner

NOES, 23

Mr Andrianopoulos	Mr Haermeyer	Mr Mildenhall	Dr Vaughan
Mr Batchelor	Mr Hamilton	Mr Pandazopoulos	
Dr Coghill	Mr Kennan	Mr Roper	
Mr Cole	Ms Kirner	Mr Seitz	
Mr Cunningham	Mr Leighton	Mr Sercombe	<i>Tellers</i>
Mr Dollis	Mr Loney	Mr Thomson	Ms Marple
Mrs Garbutt	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Thwaites

And so it was resolved in the affirmative.

Motion made and question proposed - That the time allotted for the remaining stages of this Bill be until 4.30 p.m. this day (*Mr Gude*).

Amendment proposed - That the expression "4.30 p.m." be omitted with the view of inserting in place thereof the expression "6.00 p.m." (*Mr Andrianopoulos*) - and, after debate -

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

The House divided.

AYES, 55

Mr Bildstien	Mr Leigh	Mrs Peulich	Mr Turner
Mr Brown	Mr Lupton	Mr Phillips	Mrs Wade
Mr Clark	Mr McArthur	Mr Plowman	Mr Weideman
Mr Coleman	Mrs McGill	(Benambra)	Mr Wells
Mr Cooper	Mr McGrath	Mr Reynolds	
Mr Davis	(Warrnambool)	Mr Richardson	
Mr Doyle	Mr McGrath	Mr Ryan	
Mr Elder	(Wimmera)	Mr Smith	
Mrs Elliott	Mr McLellan	(Glen Waverley)	
Mr Finn	(Frankston East)	Mr Smith	
Mr Gude	Mr McNamara	(Polwarth)	
Mr Hayward	Mr Maclellan	Mr Spry	
Mrs Henderson	(Pakenham)	Mr Steggall	
Mr Honeywood	Mr Maughan	Mr Tanner	
Mr Hyams	Dr Napthine	Mrs Tehan	
Mr Jasper	Mr Paterson	Mr Thompson	
Mr Jenkins	Mr Perrin	(Sandringham)	Tellers
Mr John	Mr Perton	Mr Traynor	Mr Ashley
Mr Kilgour	Mr Pescott	Mr Treasure	Mr Dean

NOES, 25

Mr Andrianopoulos	Mr Kennan	Mr Sandon	
Mr Baker	Ms Kirner	Mr Seitz	
Mr Batchelor	Mr Leighton	Mr Sercombe	
Dr Coghill	Mr Loney	Mr Sheehan	
Mr Dollis	Ms Marple	Mr Thomson	
Mrs Garbutt	Mr Micallef	(Pascoe Vale)	Tellers
Mr Haermeyer	Mr Pandazopoulos	Mr Thwaites	Mr Cunningham
Mr Hamilton	Mr Roper	Dr Vaughan	Mr Mildenhall

And so it was resolved in the affirmative.

Ordered - That the time allotted for the remaining stages of this Bill be until 4.30 p.m. this day.

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

10 QUESTIONS - (Pursuant to Standing Order No. 124).

11 VICTORIAN COMMISSION OF AUDIT - Motion made, by leave, and question - That there be presented to this House a copy of the Report of the Victorian Commission of Audit, Volumes 1 and 2 (Mr Kennett) - put and agreed to.

12 PAPER - Mr Kennett presented:

Report of the Victorian Commission of Audit, Volumes 1 and 2 - Return to the foregoing Order.

Ordered to lie on the Table.

- 13 **ETHNIC AFFAIRS COMMISSION BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

Amendment proposed - That all the words after "That" be omitted with the view of inserting in place thereof the words "this Bill be withdrawn and re-drafted to provide for the appointment and payment of - (a) a full-time chairperson and deputy chairperson; and (b) such officers and employees as are necessary for the proper functioning of the Commission." (*Mr Andrianopoulos*) - and, after debate -

Limitation of Debate - The time allotted for the remaining stages of the Bill having expired.

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

The House divided.

AYES, 57

Mr Ashley	Mr Jasper	Dr Napthine	Mr Steggall
Mr Bildstien	Mr Jenkins	Mr Paterson	Mr Stockdale
Mr Brown	Mr Kennett	Mr Perrin	Mr Tanner
Mr Clark	Mr Kilgour	Mr Perton	Mrs Tehan
Mr Coleman	Mr Leigh	Mr Pescott	Mr Thompson
Mr Cooper	Mr McArthur	Mrs Peulich	(<i>Sandringham</i>)
Mr Davis	Mrs McGill	Mr Phillips	Mr Traynor
Mr Dean	Mr McGrath	Mr Plowman	Mr Treasure
Mr Doyle	(<i>Warrnambool</i>)	(<i>Benambra</i>)	Mr Turner
Mr Elder	Mr McGrath	Mr Reynolds	Mrs Wade
Mrs Elliott	(<i>Wimmera</i>)	Mr Richardson	Mr Weideman
Mr Finn	Mr McLellan	Mr Ryan	Mr Wells
Mr Gude	(<i>Frankston East</i>)	Mr Smith	
Mr Hayward	Mr McNamara	(<i>Glen Waverley</i>)	
Mrs Henderson	Mr Maclellan	Mr Smith	<i>Tellers</i>
Mr Honeywood	(<i>Pakenham</i>)	(<i>Polwarth</i>)	Mr Lupton
Mr Hyams	Mr Maughan	Mr Spry	Mr Rowe

+NOES, 26

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Sandon	
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Ms Kirner	Mr Sercombe	
Mr Cole	Mr Leighton	Mr Sheehan	
Mr Cunningham	Ms Marple	Mr Thomson	<i>Tellers</i>
Mr Dollis	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Loney
Mrs Garbutt	Mr Mildenhall	Mr Thwaites	Mr Pandazopoulos

And so it was resolved in the affirmative.

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

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

- 14 **TERTIARY EDUCATION BILL** - *Declaration of Bill as Urgent* - *Limitation of debate* - Mr Gude declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.

Mr Speaker having ascertained that twenty members approved of the proposed motion being put -

Question - That the Bill be considered an urgent Bill - put.

The House divided.

AYES, 57

Mr Ashley	Mr Kennett	Mr Paterson	Mr Steggall
Mr Bildstien	Mr Kilgour	Mr Perrin	Mr Stockdale
Mr Brown	Mr Leigh	Mr Perton	Mr Tanner
Mr Clark	Mr Lupton	Mr Pescott	Mrs Tehan
Mr Coleman	Mr McArthur	Mrs Peulich	Mr Thompson
Mr Cooper	Mrs McGill	Mr Phillips	(Sandringham)
Mr Davis	Mr McGrath	Mr Plowman	Mr Traynor
Mr Dean	(Warrnambool)	(Benambra)	Mr Treasure
Mr Doyle	Mr McGrath	Mr Reynolds	Mr Turner
Mr Elder	(Wimmera)	Mr Richardson	Mrs Wade
Mrs Elliott	Mr McLellan	Mr Rowe	Mr Weideman
Mr Finn	(Frankston East)	Mr Ryan	Mr Wells
Mr Gude	Mr McNamara	Mr Smith	
Mr Hayward	Mr Maclellan	(Glen Waverley)	
Mr Honeywood	(Pakenham)	Mr Smith	Tellers
Mr Jasper	Mr Maughan	(Polwarth)	Mrs Henderson
Mr Jenkins	Dr Napthine	Mr Spry	Mr Hyams

NOES, 26

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Baker	Mr Kennan	Mr Sandon	
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Cunningham	Ms Marple	Mr Thomson	Tellers
Mr Dollis	Mr Micallef	(Pascoe Vale)	Mr Haermeyer
Mrs Garbutt	Mr Pandazopoulos	Mr Thwaites	Mr Mildenhall

And so it was resolved in the affirmative.

Motion made and question - That the time allotted in connexion with the Bill be as follows:

- (a) For the second reading stage of the Bill until 6.00 p.m. this day; and
- (b) For the remaining stages of the Bill until 10.30 p.m. this day.

(Mr Gude) - put and agreed to.

- 15 TERTIARY EDUCATION BILL - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

Limitation of Debate - The time allotted for the 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.

Motion made and question - That this Bill be now read a third time (Mr Hayward) - put.

The House divided.

*AYES, 58

Mr Ashley	Mr Jenkins	Mr Paterson	Mr Tanner
Mr Bildstien	Mr John	Mr Perrin	Mrs Tehan
Mr Brown	Mr Kennett	Mr Perton	Mr Thompson
Mr Clark	Mr Kilgour	Mr Pescott	(<i>Sandringham</i>)
Mr Coleman	Mr Leigh	Mrs Peulich	Mr Traynor
Mr Cooper	Mr Lupton	Mr Phillips	Mr Treasure
Mr Davis	Mr McArthur	Mr Plowman	Mr Turner
Mr Dean	Mr McGrath	(<i>Benambra</i>)	Mrs Wade
Mr Doyle	(<i>Warrnambool</i>)	Mr Reynolds	Mr Weideman
Mr Elder	Mr McGrath	Mr Richardson	Mr Wells
Mrs Elliott	(<i>Wimmera</i>)	Mr Rowe	
Mr Finn	Mr McLellan	Mr Ryan	
Mr Gude	(<i>Frankston East</i>)	Mr Smith	
Mr Hayward	Mr McNamara	(<i>Glen Waverley</i>)	
Mr Heffernan	Mr Maclellan	Mr Smith	
Mrs Henderson	(<i>Pakenham</i>)	(<i>Polwarth</i>)	<i>Tellers</i>
Mr Honeywood	Mr Maughan	Mr Steggall	Mr Hyams
Mr Jasper	Dr Napthine	Mr Stockdale	Mrs McGill

NOES, 22

Mr Andrianopoulos	Mr Hamilton	Mr Seitz	
Mr Baker	Ms Kirner	Mr Sercombe	
Mr Batchelor	Mr Leighton	Mr Sheehan	
Mr Cunningham	Ms Marple	Mr Thomson	
Mr Dollis	Mr Micallef	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Mrs Garbutt	Mr Mildenhall	Mr Thwaites	Mr Loney
Mr Haermeyer	Mr Sandon	Dr Vaughan	Mr Pandazopoulos

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

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

- 16 **CLUB KENO BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Stockdale*).

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

Ordered - That the debate be adjourned until Thursday, 13 May 1993.

- 17 **TATTERSALL CONSULTATIONS (REPORTING) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Stockdale*).

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

Ordered - That the debate be adjourned until Thursday, 13 May 1993.

* *Division corrected by direction of Mr. Speaker. See Votes and Proceedings, Friday, 7 May 1993, p.294.*

- 18 **POLICE REGULATION (DISCIPLINE) BILL** - *Declaration of Bill as Urgent - Limitation of debate* - Mr Gude declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.

Mr Speaker having ascertained that twenty members approved of the proposed motion being put -

Question - That the Bill be considered an urgent Bill - put.

The House divided.

AYES, 57

Mr Ashley	Mr Jasper	Mr Paterson	Mrs Tehan
Mr Bildstien	Mr John	Mr Perrin	Mr Thompson
Mr Brown	Mr Kennett	Mr Perton	(Sandringham)
Mr Clark	Mr Kilgour	Mr Pescott	Mr Traynor
Mr Coleman	Mr Leigh	Mrs Peulich	Mr Treasure
Mr Cooper	Mr McArthur	Mr Phillips	Mr Turner
Mr Davis	Mrs McGill	Mr Plowman	Mrs Wade
Mr Dean	Mr McGrath	(Benambra)	Mr Weideman
Mr Doyle	(Warrnambool)	Mr Reynolds	Mr Wells
Mr Elder	Mr McGrath	Mr Richardson	
Mrs Elliott	(Wimmera)	Mr Rowe	
Mr Finn	Mr McLellan	Mr Smith	
Mr Gude	(Frankston East)	(Glen Waverley)	
Mr Hayward	Mr McNamara	Mr Smith	
Mr Heffernan	Mr Maclellan	(Polwarth)	
Mrs Henderson	(Pakenham)	Mr Steggall	Tellers
Mr Honeywood	Mr Maughan	Mr Stockdale	Mr Lupton
Mr Hyams	Dr Napthine	Mr Tanner	Mr Ryan

NOES, 22

Mr Baker	Ms Kirner	Mr Seitz	
Mr Batchelor	Mr Leighton	Mr Sercombe	
Mr Cunningham	Mr Loney	Mr Sheehan	
Mr Dollis	Mr Micallef	Mr Thomson	
Mrs Garbutt	Mr Mildenhall	(Pascoe Vale)	Tellers
Mr Haermeyer	Mr Pandazopoulos	Mr Thwaites	Mr Andrianopoulos
Mr Hamilton	Mr Sandon	Dr Vaughan	Ms Marple

And so it was resolved in the affirmative.

Motion made and question proposed - That the time allotted for the remaining stages of this Bill be until 1.00 a.m. tomorrow (Mr Gude).

Amendment proposed - That all of the expression after the word "That" be omitted with the view of inserting in place thereof the following expression: "the time allotted in connexion with the Bill be as follows:

- (a) For the second reading stage of the Bill, from 4 00 p.m. until 6.00 p.m. on Tuesday, 11 May 1993; and
- (b) For the remaining stages of the Bill, until 12 midnight on Tuesday, 11 May 1993." (Mr Sercombe) - and, after debate -

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

The House divided.

AYES, 58

Mr Ashley	Mr Jasper	Mr Maughan	Mr Stockdale
Mr Bildstien	Mr Jenkins	Dr Napthine	Mr Tanner
Mr Brown	Mr John	Mr Paterson	Mrs Tehan
Mr Clark	Mr Kennett	Mr Perrin	Mr Thompson
Mr Coleman	Mr Kilgour	Mr Perton	(Sandringham)
Mr Cooper	Mr Leigh	Mr Pescott	Mr Treasure
Mr Davis	Mr Lupton	Mrs Peulich	Mr Turner
Mr Dean	Mr McArthur	Mr Phillips	Mrs Wade
Mr Doyle	Mrs McGill	Mr Plowman	Mr Weideman
Mr Elder	Mr McGrath	(Benambra)	Mr Wells
Mrs Elliott	(Warrnambool)	Mr Reynolds	
Mr Finn	Mr McGrath	Mr Richardson	
Mr Gude	(Wimmera)	Mr Ryan	
Mr Hayward	Mr McLellan	Mr Smith	
Mr Heffernan	(Frankston East)	(Glen Waverley)	
Mrs Henderson	Mr McNamara	Mr Smith	Tellers
Mr Honeywood	Mr Maclellan	(Polwarth)	Mr Rowe
Mr Hyams	(Pakenham)	Mr Steggall	Mr Traynor

NOES, 22

Mr Baker	Ms Kirner	Mr Seitz	
Mr Batchelor	Mr Leighton	Mr Sercombe	
Mr Cunningham	Mr Loney	Mr Sheehan	
Mr Dollis	Mr Micallef	Mr Thomson	
Mrs Garbutt	Mr Mildenhall	(Pascoe Vale)	Tellers
Mr Haermeyer	Mr Pandazopoulos	Mr Thwaites	Mr Andrianopoulos
Mr Hamilton	Mr Sandon	Dr Vaughan	Ms Marple

And so it was resolved in the affirmative.

Ordered - That the time allotted for the remaining stage of this Bill be until 1.00 a.m. tomorrow.

- 19 **POLICE REGULATION (DISCIPLINE) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

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

FRIDAY, 7 MAY 1993

Limitation of Debate - The time allotted for the remaining stages of the Bill having expired -

Question - put.

The House divided.

AYES, 59

Mr Ashley	Mr John	Mr Paterson	Mr Stockdale
Mr Bildstien	Mr Kennett	Mr Perrin	Mr Tanner
Mr Brown	Mr Kilgour	Mr Perton	Mrs Tehan
Mr Clark	Mr Leigh	Mr Pescott	Mr Thompson
Mr Coleman	Mr Lupton	Mrs Peulich	(Sandringham)
Mr Cooper	Mr McArthur	Mr Phillips	Mr Traynor
Mr Dean	Mrs McGill	Mr Plowman	Mr Treasure
Mr Doyle	Mr McGrath	(Benambra)	Mr Turner
Mr Elder	(Warrnambool)	Mr Reynolds	Mrs Wade
Mrs Elliott	Mr McGrath	Mr Richardson	Mr Weideman
Mr Finn	(Wimmera)	Mr Rowe	Mr Wells
Mr Gude	Mr McLellan	Mr Ryan	
Mr Hayward	(Frankston East)	Mr Smith	
Mr Heffernan	Mr McNamara	(Glen Waverley)	
Mr Honeywood	Mr Maclellan	Mr Smith	
Mr Hyams	(Pakenham)	(Polwarth)	Tellers
Mr Jasper	Mr Maughan	Mr Spry	Mr Davis
Mr Jenkins	Dr Napthine	Mr Steggall	Mrs Henderson

NOES, 24

Mr Andrianopoulos	Mr Haermeyer	Mr Micallef	Mr Thwaites
Mr Baker	Mr Hamilton	Mr Sandon	Dr Vaughan
Mr Batchelor	Mr Kennan	Mr Seitz	
Mr Cole	Ms Kirner	Mr Sercombe	
Mr Cunningham	Mr Leighton	Mr Sheehan	Tellers
Mr Dollis	Mr Loney	Mr Thomson	Mr Mildenhall
Mrs Garbutt	Ms Marple	(Pascoe Vale)	Mr Pandazopoulos

And so it was resolved in the affirmative.

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

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

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

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

And the House, at fourteen minutes past Two o'clock in the morning, adjourned until later this day.

No. 34 - Friday, 7 May 1993

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair and read the Prayer.
- 2 **ERROR IN DIVISION LIST** - Mr Speaker informed the House that in the division which took place in the House on Thursday, 6 May 1993 on the question that the Tertiary Education Bill be now read a third time, the tellers for the "Ayes" omitted to record the Honourable Member for Dromana as having voted in the Division. It has been confirmed with the tellers that the Honourable Member was present and that the number voting for the "Ayes" should have been "58".

Mr Speaker then directed the Clerk to correct the Division List accordingly.

- 3 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:

Review of Psychiatric Hospitals and Community Services Report - Seeking that the recommendations in the report "A Review of Psychiatric Hospitals and Community Services" by Mr. Maxwell Jackson be opened to public scrutiny and debate, bearing 109 signatures (*by Mrs Garbutt*).

Ordered to lie on the Table.

- 4 **PAPER** - The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:
Youth Parole Board and Youth Residential Board - Report for the year 1991-92.
- 5 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Tattersall Consultations (Reporting) Bill.
- 6 **INSTITUTE OF EDUCATIONAL ADMINISTRATION (REPEAL) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

Question - put.

The House divided.

AYES, 52

Mr Ashley	Mr Jenkins	Mr Paterson	Mr Thompson
Mr Bildstien	Mr John	Mr Perrin	(Sandringham)
Mr Brown	Mr Kilgour	Mr Perton	Mr Traynor
Mr Clark	Mr Leigh	Mr Pescott	Mr Treasure
Mr Coleman	Mr Lupton	Mrs Peulich	Mr Turner
Mr Cooper	Mr McArthur	Mr Phillips	Mrs Wade
Mr Davis	Mrs McGill	Mr Plowman	Mr Weideman
Mr Elder	Mr McGrath	(Benambra)	Mr Wells
Mrs Elliott	(Warrnambool)	Mr Richardson	
Mr Gude	Mr McLellan	Mr Rowe	
Mr Hayward	(Frankston East)	Mr Ryan	
Mr Heffernan	Mr McNamara	Mr Smith	
Mrs Henderson	Mr Maclellan	(Polwarth)	
Mr Honeywood	(Pakenham)	Mr Spry	Tellers
Mr Hyams	Mr Maughan	Mr Steggall	Mr Doyle
Mr Jasper	Dr Napthine	Mr Tanner	Mr Finn

NOES, 23

Mr Andrianopoulos	Mr Hamilton	Mr Mildenhall	Dr Vaughan
Mr Baker	Mr Kennan	Mr Pandazopoulos	
Mr Batchelor	Ms Kirner	Mr Sandon	
Dr Coghill	Mr Leighton	Mr Seitz	
Mr Cole	Mr Loney	Mr Sercombe	Tellers
Mr Cunningham	Ms Marple	Mr Thomson	Mr Haermeyer
Mrs Garbutt	Mr Micallef	(Pascoe Vale)	Mr Thwaites

And so it was resolved in the affirmative.

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

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

7 FREEDOM OF INFORMATION (AMENDMENT) BILL - Motion made and question proposed - That this Bill be now read a second time (*Mrs Wade*).

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

Motion made and question proposed - That the debate be adjourned until Tuesday week (*Mrs Wade*).

Amendment proposed - That the words "until Tuesday week" be omitted with the view of inserting in place thereof the words "for four weeks" (*Mr Cole*) - and, after debate -

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

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

- 9 **FREEDOM OF INFORMATION (AMENDMENT) BILL** - Debate resumed on question - That the debate be adjourned until Tuesday week - *and on the amendment* - That the words "until Tuesday week" be omitted with the view of inserting in place thereof the words "for four weeks".

Motion made and question - That the question be now put (*Mr Gude*) - put.

The House divided.

AYES, 58

Mr Bildstien	Mr Jasper	Mr Maughan	Mr Steggall
Mr Brown	Mr Jenkins	Dr Napthine	Mr Stockdale
Mr Clark	Mr John	Mr Paterson	Mr Tanner
Mr Coleman	Mr Kilgour	Mr Perrin	Mrs Tehan
Mr Cooper	Mr Leigh	Mr Perton	Mr Thompson
Mr Davis	Mr Lupton	Mr Pescott	(<i>Sandringham</i>)
Mr Dean	Mr McArthur	Mrs Peulich	Mr Traynor
Mr Doyle	Mrs McGill	Mr Phillips	Mr Treasure
Mr Elder	Mr McGrath	Mr Plowman	Mr Turner
Mrs Elliott	(<i>Warrnambool</i>)	(<i>Evelyn</i>)	Mrs Wade
Mr Finn	Mr McGrath	Mr Reynolds	Mr Weideman
Mr Gude	(<i>Wimmera</i>)	Mr Richardson	Mr Wells
Mr Hayward	Mr McLellan	Mr Rowe	
Mr Heffernan	(<i>Frankston East</i>)	Mr Ryan	<i>Tellers</i>
Mrs Henderson	Mr McNamara	Mr Smith	Mr Ashley
Mr Honeywood	Mr MacLellan	(<i>Glen Waverley</i>)	Mr Plowman
Mr Hyams	(<i>Pakenham</i>)	Mr Spry	(<i>Benambra</i>)

NOES, 25

Mr Andrianopoulos	Mr Hamilton	Mr Sandon	
Mr Baker	Mr Kennan	Mr Seitz	
Mr Batchelor	Ms Kirner	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Sheehan	
Mr Cole	Mr Loney	Mr Thomson	
Mr Dollis	Ms Marple	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Mrs Garbutt	Mr Micallef	Mr Thwaites	Mr Cunningham
Mr Haermeyer	Mr Mildenhall	Dr Vaughan	Mr Pandazopoulos

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, 58

Mr Ashley	Mr Jenkins	Mr Paterson	Mr Stockdale
Mr Bildstien	Mr John	Mr Perrin	Mr Tanner
Mr Brown	Mr Kilgour	Mr Perton	Mrs Tehan
Mr Clark	Mr Leigh	Mr Pescott	Mr Thompson
Mr Coleman	Mr Lupton	Mrs Peulich	(Sandringham)
Mr Cooper	Mr McArthur	Mr Phillips	Mr Traynor
Mr Davis	Mrs McGill	Mr Plowman	Mr Treasure
Mr Dean	Mr McGrath	(Benambra)	Mr Turner
Mr Doyle	(Warrnambool)	Mr Plowman	Mrs Wade
Mr Elder	Mr McGrath	(Evelyn)	Mr Weideman
Mrs Elliott	(Wimmera)	Mr Reynolds	
Mr Finn	Mr McLellan	Mr Richardson	
Mr Gude	(Frankston East)	Mr Rowe	
Mr Hayward	Mr McNamara	Mr Ryan	
Mr Heffernan	Mr Maclellan	Mr Smith	
Mr Honeywood	(Pakenham)	(Glen Waverley)	Tellers
Mr Hyams	Mr Maughan	Mr Spry	Mrs Henderson
Mr Jasper	Dr Napthine	Mr Steggall	Mr Wells

NOES, 23

Mr Andrianopoulos	Mr Hamilton	Mr Sandon	Dr Vaughan
Mr Baker	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Cunningham	Ms Marple	Mr Thomson	Tellers
Mr Dollis	Mr Micallef	(Pascoe Vale)	Mr Haermeyer
Mrs Garbutt	Mr Pandazopoulos	Mr Thwaites	Mr Mildenhall

And so it was resolved in the affirmative.

Ordered - That the debate be adjourned until Tuesday, 18 May 1993.

- 10 **VICTORIAN PLANTATIONS CORPORATION BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Coleman*).

Mr Coleman made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.

Motion made and question - That the debate be now adjourned (*Ms Marple*) - put and agreed to.

Ordered - That the debate be adjourned until Tuesday, 18 May 1993.

- 11 **CARAVAN PARKS AND MOVABLE DWELLINGS (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.

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

- 12 **AUDIT (TENDER BOARD) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.

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

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

- 14 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at fifty-nine minutes past Five o'clock, adjourned until Tuesday, 11 May 1993.

J.G. LITTLE

Clerk of the Legislative Assembly

JOHN E. DELZOPPO

Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 35, 36, 37 and 38

No. 35 - Tuesday, 11 May 1993

- 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:
 - Dimboola-Melbourne Rail Service** - Seeking that measures be taken to retain all current rail services and investigate, upgrade and improve the freight and passenger service on the Dimboola-Melbourne rail corridor, bearing 1,091 signatures (*by Mr McGrath, Warrnambool*).
 Ordered to lie on the Table.
- 4 **SCRUTINY OF ACTS AND REGULATIONS COMMITTEE** - Mr Perton, Chairman, brought up the following Reports from the Scrutiny of Acts and Regulations Committee:
 - Report upon the Alert Digest No. 7 of 1993, together with an Appendix
 - First Report on the Operation of Section 32 of Interpretation of Legislation Act 1984 concerning the Local Government (Reporting and Accounting) Regulations 1992 (SR No. 276/1992), together with Appendices.
 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:
 - City of Melbourne Superannuation Fund Trustees - Report for the year 1991-92, together with an explanation for the delay in tabling the report
 - Ombudsman Act 1973 - Report on the Investigation of a Complaint of Unjust Dismissal because of Allegations made by Facilitated Communication, together with an addendum dated 10 May 1993 - Ordered to be printed
 - Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:
 - Bairnsdale (City) Planning Scheme - No. L32 Part 1
 - Frankston Planning Scheme - No. L46
 - Huntly Planning Scheme - No. L28
 - Malvern Planning Scheme - No. L15
 - Metropolitan Region Planning Schemes - No. R117
 - Moorabbin Planning Scheme - No. L23
 - Myrtleford Planning Scheme - No. L27
 - Rodney Planning Scheme - No. L50
 - Sale Planning Scheme - No. L17
 - Sunshine Planning Scheme - No. L55.

- 6 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - ASSENT TO BILLS** - Informing the Assembly that he had, that day, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:
- Children and Young Persons (Further Amendment) Bill
 - Corrections (Management) Bill
 - Evidence (Unsworn Evidence) Bill
 - Subordinate Legislation (Amendment) Bill
 - Vocational Education and Training (College Employment) Bill
 - Commercial Arbitration (Amendment) Bill.
- 7 **FORESTS (S.E.A.S. SAPFOR LTD AGREEMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 8 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos 2 and 3, be postponed until later this day.
- 9 **DOCKLANDS AUTHORITY (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 10 **LAND (MISCELLANEOUS MATTERS) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and, by leave, read a third time forthwith with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 11 **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 with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and, by leave, read a third time forthwith with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.
- Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 12 **EGG INDUSTRY (DEREGULATION) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.
- Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders.*
- Motion made and question - That the sitting be continued (*Mr McGrath, Wimmera*) - put and agreed to.
- Debate resumed on question - That this Bill be now read a second time.

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

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

- 13 **JOINT PRINTING COMMITTEE** - Order read for the consideration of the Message of the Legislative Council.

Motion made and question - That this House concurs with the Legislative Council and adopts the following proposed joint standing order -

9A. At the commencement of each Session a Committee comprising four members of each House shall be appointed to consider and report upon all matters relating to parliamentary printing with the exception of those relating to the publication of the Victorian Parliamentary Debates; three members shall form a quorum which shall not consist exclusively of members of the Legislative Council or members of the Legislative Assembly.

(*Mr Gude*) - put, after debate, and agreed to.

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

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

- 15 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

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

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 36 - Wednesday, 12 May 1993

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

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

Ballarat University College - Seeking that amending legislation be introduced to elevate Ballarat University College to the status of a university and remove the word "College" from its title, bearing 1,215 signatures (*by Mr Traynor*)

Funding for Family Planning Services - Seeking that the House take all necessary steps to maintain and expand funding for family planning services throughout the State, bearing 51 signatures (*by Mrs Garbutt*).

Severally ordered to lie on the Table.

- 3 **PAPER** -

Mr Speaker presented:

Auditor-General - Report on Ministerial Portfolios, May 1993.

Ordered to lie on the Table and to be printed.

4 MESSAGE FROM THE LEGISLATIVE COUNCIL - Agreeing to the City of Greater Geelong Bill without amendment.

5 ADJOURNMENT MOTION - VICTORIAN COMMISSION OF AUDIT - Mr Baker proposed the adjournment of the House for the purpose of discussing a definite matter of urgent public importance, namely -

"The failure of the Victorian Commission of Audit to adequately report upon the first term of reference requiring the preparation of a broad and comprehensive statement of the assets and liabilities of the Victorian public sector."

Mr Speaker having ascertained that twelve members approved of the proposed discussion -

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

The House divided.

AYES, 26

Mr Andrianopoulos	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Baker	Mr Kennan	Mr Seitz	
Mr Batchelor	Mr Leighton	Mr Sercombe	
Dr Coghill	Mr Loney	Mr Sheehan	
Mr Cole	Mr Micallef	Mr Thomson	
Mr Cunningham	Mr Mildenhall	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Mr Dollis	Mr Pandazopoulos	Mr Thwaites	Mr Haermeyer
Mrs Garbutt	Mr Roper	Dr Vaughan	Mrs Marple

NOES, 58

Mr Ashley	Mr Jasper	Dr Napthine	Mr Tanner
Mr Bildstien	Mr Jenkins	Mr Paterson	Mrs Tehan
Mr Brown	Mr John	Mr Perrin	Mr Thompson
Mr Clark	Mr Kennett	Mr Perton	(<i>Sandringham</i>)
Mr Coleman	Mr Kilgour	Mr Pescott	Mr Traynor
Mr Cooper	Mr Leigh	Mr Phillips	Mr Treasure
Mr Davis	Mr McArthur	Mr Plowman	Mr Turner
Mr Dean	Mrs McGill	(<i>Benambra</i>)	Mrs Wade
Mr Doyle	Mr McGrath	Mr Reynolds	Mr Weideman
Mr Elder	(<i>Warrnambool</i>)	Mr Rowe	Mr Wells
Mrs Elliott	Mr McGrath	Mr Ryan	
Mr Finn	(<i>Wimmera</i>)	Mr Smith	
Mr Gude	Mr McLellan	(<i>Glen Waverley</i>)	
Mr Hayward	(<i>Frankston East</i>)	Mr Smith	
Mr Heffernan	Mr McNamara	(<i>Polwarth</i>)	
Mrs Henderson	Mr Maclellan	Mr Spry	<i>Tellers</i>
Mr Honeywood	(<i>Pakenham</i>)	Mr Steggall	Mr Lupton
Mr Hyams	Mr Maughan	Mr Stockdale	Mrs Peulich

And so it passed in the negative.

6 HISTORIC SHIPWRECKS (AMENDMENT) BILL - Mr John obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Historic Shipwrecks Act 1981' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 7 **THE VICTORIA RACING CLUB (AMENDMENT) BILL** - Mr Reynolds obtained leave, with Mr Heffernan, to bring in a Bill "to amend 'The Victoria Racing Club Act 1871' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 **EQUAL OPPORTUNITY (AMENDMENT) BILL** - Mr Cole obtained leave, with Mr Roper, to bring in a Bill "to amend the 'Equal Opportunity Act 1984' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 **COMMONWEALTH FUNDING FOR HEALTH SERVICES** - Motion made and question proposed - That this House strongly supports the Minister for Health Services in her efforts to obtain a fair and equitable share of Commonwealth funding for health services in Victoria (*Dr Napthine*).

Amendment proposed - That the following words be added to the motion: "but condemns the Minister for her action in significantly cutting Victorian Government funds for health services" (*Mr Roper*).

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

- 10 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 11 **CRIMES (HIV) 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, 60

Mr Ashley	Mr Jenkins	Mr Perrin	Mr Stockdale
Mr Bildstien	Mr John	Mr Perton	Mr Tanner
Mr Brown	Mr Kennett	Mr Pescott	Mrs Tehan
Mr Clark	Mr Kilgour	Mrs Peulich	Mr Thompson
Mr Coleman	Mr Leigh	Mr Phillips	(<i>Sandringham</i>)
Mr Cooper	Mr Lupton	Mr Plowman	Mr Treasure
Mr Davis	Mrs McGill	(<i>Benambra</i>)	Mr Turner
Mr Dean	Mr McGrath	Mr Plowman	Mrs Wade
Mr Doyle	(<i>Warrnambool</i>)	(<i>Evelyn</i>)	Mr Weideman
Mr Elder	Mr McGrath	Mr Reynolds	Mr Wells
Mrs Elliott	(<i>Wimmera</i>)	Mr Richardson	
Mr Finn	Mr McLellan	Mr Rowe	
Mr Gude	(<i>Frankston East</i>)	Mr Ryan	
Mr Hayward	Mr McNamara	Mr Smith	
Mr Heffernan	Mr Maclellan	(<i>Glen Waverley</i>)	
Mrs Henderson	(<i>Pakenham</i>)	Mr Smith	
Mr Honeywood	Mr Maughan	(<i>Polwarth</i>)	<i>Tellers</i>
Mr Hyams	Dr Napthine	Mr Spry	Mr McArthur
Mr Jasper	Mr Paterson	Mr Steggall	Mr Traynor

NOES, 26

Mr Andrianopoulos	Mr Haermeyer	Mr Sandon	Mrs Wilson
Mr Baker	Mr Hamilton	Mr Seitz	
Mr Batchelor	Mr Kennan	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Sheehan	
Mr Cole	Ms Marple	Mr Thomson	
Mr Cunningham	Mr Micallef	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Mr Dollis	Mr Pandazopoulos	Mr Thwaites	Mr Loney
Mrs Garbutt	Mr Roper	Dr Vaughan	Mr Mildenhall

And so it was resolved in the affirmative.

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

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

- 12 **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 **ACCIDENT COMPENSATION (WORKCOVER INSURANCE) 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 Ryan*) - put.

The House divided.

AYES, 54

Mr Ashley	Mr John	Mr Paterson	Mrs Tehan
Mr Bildstien	Mr Kennett	Mr Perrin	Mr Thompson
Mr Clark	Mr Kilgour	Mr Perton	(<i>Sandringham</i>)
Mr Coleman	Mr Leigh	Mr Pescott	Mr Treasure
Mr Cooper	Mr Lupton	Mrs Peulich	Mr Turner
Mr Davis	Mrs McGill	Mr Phillips	Mrs Wade
Mr Dean	Mr McGrath	Mr Plowman	Mr Weideman
Mr Doyle	(<i>Warrnambool</i>)	(<i>Benambra</i>)	Mr Wells
Mr Elder	Mr McGrath	Mr Reynolds	
Mrs Elliott	(<i>Wimmera</i>)	Mr Rowe	
Mr Finn	Mr McLellan	Mr Ryan	
Mr Hayward	(<i>Frankston East</i>)	Mr Smith	
Mr Heffernan	Mr McNamara	(<i>Polwarth</i>)	
Mrs Henderson	Mr Maclellan	Mr Spry	
Mr Honeywood	(<i>Pakenham</i>)	Mr Steggall	<i>Tellers</i>
Mr Hyams	Mr Maughan	Mr Stockdale	Mr McArthur
Mr Jasper	Dr Napthine	Mr Tanner	Mr Traynor

NOES, 26

Mr Andrianopoulos	Mr Haermeyer	Mr Sandon	Mrs Wilson
Mr Baker	Mr Hamilton	Mr Seitz	
Mr Batchelor	Mr Kennan	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Sheehan	
Mr Cole	Ms Marple	Mr Thomson	
Mr Cunningham	Mr Micallef	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Mr Dollis	Mr Pandazopoulos	Mr Thwaites	Mr Loney
Mrs Garbutt	Mr Roper	Dr Vaughan	Mr Mildenhall

And so it was resolved in the affirmative.

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

- 14 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "An Act to amend the 'Drugs, Poisons and Controlled Substances Act 1981', to amend the 'Health Act 1958', to amend the 'Health Services Act 1988', to amend the 'Mental Health Act 1986', to make miscellaneous amendments to various other Acts and for other purposes".
- 15 **HEALTH AND COMMUNITY SERVICES (GENERAL AMENDMENT) BILL** - On the motion of Mrs Tehan, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 16 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:
- Land Tax (Amendment) Bill
Treasury Corporation of Victoria (Debt Centralisation) Bill
Audit (Tender Board) Bill.
- 17 **BUSINESS FRANCHISE (PETROLEUM PRODUCTS) (AMENDMENT) BILL** - *Declaration of Bill as Urgent - Limitation of debate* - Mr McGrath (*Wimmera*) declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.

Mr Speaker having ascertained that twenty members approved of the proposed motion being put -

Question - That the Bill be considered an urgent Bill - put.

The House divided.

AYES, 57

Mr Ashley	Mr John	Mr Paterson	Mr Thompson
Mr Bildstien	Mr Kennett	Mr Perrin	(<i>Sandringham</i>)
Mr Brown	Mr Kilgour	Mr Perton	Mr Traynor
Mr Clark	Mr Leigh	Mr Pescott	Mr Treasure
Mr Coleman	Mr Lupton	Mrs Peulich	Mr Turner
Mr Cooper	Mr McArthur	Mr Phillips	Mrs Wade
Mr Davis	Mrs McGill	Mr Reynolds	Mr Weideman
Mr Dean	Mr McGrath	Mr Rowe	Mr Wells
Mr Doyle	(<i>Warrnambool</i>)	Mr Ryan	
Mr Elder	Mr McGrath	Mr Smith	
Mr Finn	(<i>Wimmera</i>)	(<i>Glen Waverley</i>)	
Mr Gude	Mr McLellan	Mr Smith	
Mr Hayward	(<i>Frankston East</i>)	(<i>Polwarth</i>)	
Mr Heffernan	Mr McNamara	Mr Spry	
Mrs Henderson	Mr Maclellan	Mr Steggall	<i>Tellers</i>
Mr Honeywood	(<i>Pakenham</i>)	Mr Stockdale	Mrs Elliott
Mr Hyams	Mr Maughan	Mr Tanner	Mr Plowman
Mr Jasper	Dr Napthine	Mrs Tehan	(<i>Benambra</i>)

NOES, 26

Mr Andrianopoulos	Mr Haermeyer	Mr Sandon	Mrs Wilson
Mr Baker	Mr Hamilton	Mr Seitz	
Mr Batchelor	Mr Kennan	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Sheehan	
Mr Cole	Mr Loney	Mr Thomson	
Mr Cunningham	Mr Micallef	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Mr Dollis	Mr Mildenhall	Mr Thwaites	Ms Marple
Mrs Garbutt	Mr Roper	Dr Vaughan	Mr Pandazopoulos

And so it was resolved in the affirmative.

Motion made and question - That the time allotted for the remaining stages of the Bill be until 10.45 p.m. this day (*Mr McGrath, Wimmera*) - and, after debate -

*Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders.*

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

Debate resumed on question - That the time allotted for the remaining stages of the Bill be until 10.45 p.m. this day.

Question - put.

The House divided.

AYES, 60

Mr Ashley	Mr John	Mr Perrin	Mr Tanner
Mr Bildstien	Mr Kennett	Mr Perton	Mrs Tehan
Mr Brown	Mr Kilgour	Mr Pescott	Mr Thompson
Mr Clark	Mr Leigh	Mrs Peulich	(<i>Sandringham</i>)
Mr Coleman	Mr Lupton	Mr Phillips	Mr Traynor
Mr Cooper	Mr McArthur	Mr Plowman	Mr Treasure
Mr Davis	Mrs McGill	(<i>Benambra</i>)	Mr Turner
Mr Doyle	Mr McGrath	Mr Plowman	Mrs Wade
Mr Elder	(<i>Warrnambool</i>)	(<i>Evelyn</i>)	Mr Weideman
Mrs Elliott	Mr McGrath	Mr Reynolds	Mr Wells
Mr Finn	(<i>Wimmera</i>)	Mr Richardson	
Mr Gude	Mr McLellan	Mr Rowe	
Mr Hayward	(<i>Frankston East</i>)	Mr Smith	
Mr Heffernan	Mr McNamara	(<i>Glen Waverley</i>)	
Mrs Henderson	Mr Maclellan	Mr Smith	
Mr Honeywood	(<i>Pakenham</i>)	(<i>Polwarth</i>)	
Mr Hyams	Mr Maughan	Mr Spry	<i>Tellers</i>
Mr Jasper	Dr Napthine	Mr Steggall	Mr Dean
Mr Jenkins	Mr Paterson	Mr Stockdale	Mr Ryan

NOES, 24

Mr Andrianopoulos	Mr Haermeyer	Mr Mildenhall	Mr Thomson
Mr Baker	Mr Hamilton	Mr Pandazopoulos	(Pascoe Vale)
Mr Batchelor	Mr Kennan	Mr Roper	Mrs Wilson
Dr Coghill	Mr Leighton	Mr Seitz	
Mr Cole	Mr Loney	Mr Sercombe	<i>Tellers</i>
Mr Dollis	Ms Marple	Mr Sheehan	Mr Cunningham
Mrs Garbutt	Mr Micallef		Mr Thwaites

And so it was resolved in the affirmative.

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

Limitation of Debate - The time allotted for the remaining stages of the Bill having expired -

Question - put.

The House divided.

AYES, 60

Mr Ashley	Mr John	Mr Perrin	Mr Stockdale
Mr Bildstien	Mr Kennett	Mr Perton	Mr Tanner
Mr Brown	Mr Kilgour	Mr Pescott	Mrs Tehan
Mr Clark	Mr Leigh	Mrs Peulich	Mr Traynor
Mr Coleman	Mr Lupton	Mr Phillips	Mr Treasure
Mr Cooper	Mr McArthur	Mr Plowman	Mr Turner
Mr Davis	Mrs McGill	(Benambra)	Mrs Wade
Mr Dean	Mr McGrath	Mr Plowman	Mr Weideman
Mr Doyle	(Warrnambool)	(Evelyn)	Mr Wells
Mr Elder	Mr McGrath	Mr Reynolds	
Mrs Elliott	(Wimmera)	Mr Richardson	
Mr Finn	Mr McLellan	Mr Rowe	
Mr Gude	(Frankston East)	Mr Ryan	
Mr Hayward	Mr McNamara	Mr Smith	
Mr Heffernan	Mr Maclellan	(Glen Waverley)	
Mrs Henderson	(Pakenham)	Mr Smith	<i>Tellers</i>
Mr Honeywood	Mr Maughan	(Polwarth)	Mr Jenkins
Mr Hyams	Dr Napthine	Mr Spry	Mr Thompson
Mr Jasper	Mr Paterson	Mr Steggall	(Sandringham)

NOES, 24

Mr Andrianopoulos	Mrs Garbutt	Mr Pandazopoulos	Mr Thwaites
Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Ms Marple	Mr Sheehan	<i>Tellers</i>
Mr Cunningham	Mr Micallef	Mr Thomson	Mr Haermeyer
Mr Dollis	Mr Mildenhall	(Pascoe Vale)	Mr Loney

And so it was resolved in the affirmative.

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

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

19 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:

Meat Industry Bill
Stamps (Amendment) Bill.

20 **ACCIDENT COMPENSATION (WORKCOVER INSURANCE) BILL** - *Declaration of Bill as Urgent - Limitation of debate* - Mr Gude declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.

Mr Speaker having ascertained that twenty members approved of the proposed motion being put -

Question - That the Bill be considered an urgent Bill - put.

The House divided.

AYES, 60

Mr Ashley	Mr John	Mr Perrin	Mr Stockdale
Mr Bildstien	Mr Kennett	Mr Perton	Mr Tanner
Mr Brown	Mr Kilgour	Mr Pescott	Mrs Tehan
Mr Clark	Mr Leigh	Mrs Peulich	Mr Thompson
Mr Coleman	Mr Lupton	Mr Phillips	(Sandringham)
Mr Cooper	Mr McArthur	Mr Plowman	Mr Traynor
Mr Davis	Mrs McGill	(Benambra)	Mr Treasure
Mr Dean	Mr McGrath	Mr Plowman	Mrs Wade
Mr Doyle	(Warrnambool)	(Evelyn)	Mr Weideman
Mr Elder	Mr McGrath	Mr Reynolds	Mr Wells
Mrs Elliott	(Wimmera)	Mr Richardson	
Mr Finn	Mr McLellan	Mr Rowe	
Mr Gude	(Frankston East)	Mr Ryan	
Mr Hayward	Mr McNamara	Mr Smith	
Mr Heffernan	Mr Maclellan	(Glen Waverley)	
Mrs Henderson	(Pakenham)	Mr Smith	
Mr Honeywood	Mr Maughan	(Polwarth)	Tellers
Mr Jasper	Dr Naphthine	Mr Spry	Mr Hyams
Mr Jenkins	Mr Paterson	Mr Steggall	Mr Turner

NOES, 24

Mr Andrianopoulos	Mrs Garbutt	Mr Mildenhall	Mr Thwaites
Mr Baker	Mr Haermeyer	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Hamilton	Mr Seitz	
Dr Coghill	Mr Kennan	Mr Sercombe	Tellers
Mr Cole	Mr Leighton	Mr Sheehan	Ms Marple
Mr Cunningham	Mr Loney	Mr Thomson	Mr Pandazopoulos
Mr Dollis	Mr Micallef	(Pascoe Vale)	

And so it was resolved in the affirmative.

Motion made and question proposed - That the time allotted for the remaining stages of the Bill be until 12 midnight this day (Mr Gude).

Amendment proposed - That all of the expression after the word "allotted" be omitted with the view of inserting in place thereof the expression "for the second reading stage be until 1.00 a.m. next and for the remaining stages until 2.00 a.m. next" (Mr Roper) - and, after debate -

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

AYES, 60

Mr Bildstien	Mr John	Mr Perrin	Mr Stockdale
Mr Brown	Mr Kennett	Mr Perton	Mr Tanner
Mr Clark	Mr Kilgour	Mr Pescott	Mrs Tehan
Mr Coleman	Mr Leigh	Mrs Peulich	Mr Thompson
Mr Cooper	Mr Lupton	Mr Phillips	(Sandringham)
Mr Davis	Mr McArthur	Mr Plowman	Mr Traynor
Mr Dean	Mrs McGill	(Benambra)	Mr Treasure
Mr Doyle	Mr McGrath	Mr Plowman	Mr Turner
Mr Elder	(Warrnambool)	(Evelyn)	Mrs Wade
Mrs Elliott	Mr McGrath	Mr Reynolds	Mr Weideman
Mr Finn	(Wimmera)	Mr Richardson	
Mr Gude	Mr McLellan	Mr Rowe	
Mr Hayward	(Frankston East)	Mr Ryan	
Mr Heffernan	Mr McNamara	Mr Smith	
Mrs Henderson	Mr Maclellan	(Glen Waverley)	
Mr Honeywood	(Pakenham)	Mr Smith	
Mr Hyams	Mr Maughan	(Polwarth)	Tellers
Mr Jasper	Dr Napthine	Mr Spry	Mr Ashley
Mr Jenkins	Mr Paterson	Mr Steggall	Mr Wells

NOES, 24

Mr Baker	Mr Haermeyer	Mr Pandazopoulos	Mr Thwaites
Mr Batchelor	Mr Hamilton	Mr Roper	Mrs Wilson
Dr Coghill	Mr Kennan	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Mr Loney	Mr Sheehan	Tellers
Mr Dollis	Ms Marple	Mr Thomson	Mr Andrianopoulos
Mrs Garbutt	Mr Micallef	(Pascoe Vale)	Mr Mildenhall

And so it was resolved in the affirmative.

Ordered - That the time allotted for the remaining stages of the Bill be until 12 midnight this day.

- 21 ACCIDENT COMPENSATION (WORKCOVER INSURANCE) BILL - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

Limitation of Debate - The time allotted for the remaining stages of the Bill having expired -

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

THURSDAY, 13 MAY 1993

Question - put.

The House divided.

AYES, 60

Mr Ashley	Mr Jenkins	Mr Perton	Mr Tanner
Mr Bildstien	Mr John	Mr Pescott	Mrs Tehan
Mr Brown	Mr Kennett	Mrs Peulich	Mr Thompson
Mr Clark	Mr Kilgour	Mr Phillips	(Sandringham)
Mr Coleman	Mr Leigh	Mr Plowman	Mr Traynor
Mr Cooper	Mr Lupton	(Benambra)	Mr Treasure
Mr Davis	Mr McArthur	Mr Plowman	Mr Turner
Mr Dean	Mr McGrath	(Evelyn)	Mrs Wade
Mr Doyle	(Warrnambool)	Mr Reynolds	Mr Weideman
Mr Elder	Mr McGrath	Mr Richardson	Mr Wells
Mrs Elliott	(Wimmera)	Mr Rowe	
Mr Finn	Mr McLellan	Mr Ryan	
Mr Gude	(Frankston East)	Mr Smith	
Mr Hayward	Mr McNamara	(Glen Waverley)	
Mr Heffernan	Mr Maclellan	Mr Smith	Tellers
Mrs Henderson	(Pakenham)	(Polwarth)	Mrs McGill
Mr Honeywood	Mr Maughan	Mr Spry	Mr Paterson
Mr Hyams	Dr Napthine	Mr Steggall	
Mr Jasper	Mr Perrin	Mr Stockdale	

NOES, 24

Mr Andrianopoulos	Mrs Garbutt	Mr Micallef	Mr Thomson
Mr Baker	Mr Haermeyer	Mr Mildenhall	(Pascoe Vale)
Mr Batchelor	Mr Hamilton	Mr Roper	Mrs Wilson
Dr Coghill	Mr Kennan	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	Tellers
Mr Cunningham	Mr Loney	Mr Sheehan	Mr Pandazopoulos
Mr Dollis	Ms Marple		Mr Thwaites

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 -

Question - That this Bill be now read a third time - put.

The House divided.

AYES, 60

Mr Ashley	Mr Kennett	Mr Perton	Mr Tanner
Mr Bildstien	Mr Kilgour	Mr Pescott	Mrs Tehan
Mr Brown	Mr Leigh	Mrs Peulich	Mr Thompson
Mr Clark	Mr Lupton	Mr Phillips	(<i>Sandringham</i>)
Mr Coleman	Mr McArthur	Mr Plowman	Mr Traynor
Mr Cooper	Mrs McGill	(<i>Benambra</i>)	Mr Treasure
Mr Davis	Mr McGrath	Mr Plowman	Mr Turner
Mr Dean	(<i>Warrnambool</i>)	(<i>Evelyn</i>)	Mrs Wade
Mr Elder	Mr McGrath	Mr Reynolds	Mr Weideman
Mrs Elliott	(<i>Wimmera</i>)	Mr Richardson	Mr Wells
Mr Gude	Mr McLellan	Mr Rowe	
Mr Hayward	(<i>Frankston East</i>)	Mr Ryan	
Mr Heffernan	Mr McNamara	Mr Smith	
Mrs Henderson	Mr Maclellan	(<i>Glen Waverley</i>)	
Mr Honeywood	(<i>Pakenham</i>)	Mr Smith	
Mr Hyams	Mr Maughan	(<i>Polwarth</i>)	
Mr Jasper	Dr Napthine	Mr Spry	<i>Tellers</i>
Mr Jenkins	Mr Paterson	Mr Steggall	Mr Doyle
Mr John	Mr Perrin	Mr Stockdale	Mr Finn

NOES, 24

Mr Andrianopoulos	Mr Garbutt	Mr Pandazopoulos	Mr Thwaites
Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	<i>Tellers</i>
Mr Cunningham	Mr Micallef	Mr Thomson	Mr Haermeyer
Mr Dollis	Mr Mildenhall	(<i>Pascoe Vale</i>)	Ms Marple

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

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

- 22 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:

Tertiary Education Bill
Caravan Parks and Movable Dwellings (Amendment) Bill.

- 23 **FUNERALS (PRE-PAID MONEY) 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 establish a Registration Board and registration procedure for funeral directors to ensure compliance with the Act." (*Mr Cole*).

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

Ordered - That the debate be adjourned until tomorrow.

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

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 37 - Thursday, 13 May 1993

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
- Evidence from Ethnic Persons** - Seeking that the House examines the remarks made in the Supreme Court in December 1992 and takes action to declare the honesty of Victorians without regard to ethnic background and thus their ability to offer sound and impartial evidence, bearing 10 signatures (*by Mr Sercombe*)
 - Protection for Transport Accident Victims** - Seeking that legislation be enacted which will protect all transport accident victims and their families, bearing 76 signatures (*by Mrs Garbutt*)
 - Funding for Family Planning Services** - Seeking that the House take all necessary steps to maintain and expand funding for family planning services throughout the State, bearing 589 signatures (*by Mr Roper*).
- Severally ordered to lie on the Table.
- 3 **LOCAL GOVERNMENT (REPORTING AND ACCOUNTING) REGULATIONS 1992** - Motion made, by leave, and question - That, pursuant to section 32(7)(a) of the *Interpretation of Legislation Act 1984*, the Minister for Planning, representing the Minister for Local Government in this House, be authorised to present to this House a copy of the documents identified in the recommendation and Appendix 1 of the First Report of the Scrutiny of Acts and Regulations Committee on the Operation of Section 32 of the *Interpretation of Legislation Act 1984* concerning the Local Government (Reporting and Accounting) Regulations 1992 (S.R. No. 276/1992), tabled in this House on Tuesday, 11 May 1993. (*Mr Maclellan, Pakenham*) - put and agreed to.
- 4 **PAPERS** - Mr Maclellan (*Pakenham*) presented:
- 1 Statement of Accounting Concepts SAC 1
Definition of the Reporting Entity (Issued 8.90)
 - 2 Statement of Accounting Concepts SAC 2
Objective of General Purpose Financial Reporting (SAC 1) (Issued 12.85)
(Reissued 8.90)
 - 3 Statement of Accounting Concepts SAC 3
Qualitative Characteristics of Financial Information (Issued 8.90)

- 4 Statement of Accounting Concepts SAC 4
Definition and Recognition of the Elements of Financial Statements with
Appendix (Issued 3.92)
- 5 Australian Accounting Standard AAS 1
Profit and Loss or other Operating Statements (DS 1.2/301) (Issued 12.73)
(Reissued 11.89) (Reissued 8.92)
- 6 Australian Accounting Standard AAS 2
Measurement and Presentation of Inventories in the Context of the Historical
Cost System (DS2/307) (Issued 2.76) (Reissued 11.89)
- 7 Australian Accounting Standard AAS 3
Accounting for Income Tax (Tax-effect Accounting) (DS 4/306) (Amended 7.76)
(Reissued 11.89)
- 8 Australian Accounting Standard AAS 4
Depreciation of Non-Current Assets (DS 5/302) (Issued 4.74) (Reissued 11.89)
- 9 Australian Accounting Standard AAS 5
Statement of Accounting Standards - Materiality in Financial Statements
(DS 7/305) (Issued 8.74) (Reissued 11.86)
- 10 Australian Accounting Standard AAS 6
Statement of Accounting Standards - "Accounting Policies: Determination,
Application and Disclosure" (DS 11/304) (Amended 5.77) (Reissued 4.86)
- 11 Australian Accounting Standard AAS 7
Accounting for the Extractive Industries (DS 12/308) (Amended 12.77) (Reissued
11.89)
- 12 Australian Accounting Standard AAS 8
Statement of Accounting Standards - Events Occurring After Balance Date
(DS 13/310) (Issued 9.78) (Reissued 4.86)
- 13 Australian Accounting Standard AAS 9
Statement on Accounting Practice - Expenditure Carried Forward to Subsequent
Accounting Periods (D 10/303) (Issued 10/72)
- 14 Australian Accounting Standard AAS 10
Accounting for the Revaluation of Non-current Assets (Issued 6.81) (Reissued
9.91)
- 15 Australian Accounting Standard AAS 11
Statement of Accounting Standards - "Accounting for Construction Contracts"
(Issued 3/83) (Reissued 6/87)
- 16 Australian Accounting Standard AAS 12
Statement of Accounting Standards - Statement of Sources and Applications of
Funds (Issued 3/83) (Reissued 6/87)
- 17 Australian Accounting Standard AAS 13
Statement of Accounting Standards - Accounting for Research and
Development Costs (Issued 3/83)
- 18 Australian Accounting Standard AAS 14
Statement of Accounting Standards - "Equity Method of Accounting" (Issued
8.83) (Re-issued 11.86)
- 19 Australian Accounting Standard AAS 15
Statement of Accounting Standards - "Disclosure of Operating Revenue" (Issued
3.84) (Reissued 5.86)

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- 20 Australian Accounting Standard AAS 17
Statement of Accounting Standards - "Accounting for Leases" (Issued 3/84)
(Reissued 6/87)
 - 21 Australian Accounting Standard AAS 18
Statement of Accounting Standards - "Accounting for Goodwill" (Issued 3.84)
 - 22 Australian Accounting Standard AAS 19
Statement of Accounting Standards - "Accounting for Interests in Joint
Ventures" (Issued 10.85) (Re-issued 8.86)
 - 23 Australian Accounting Standard AAS 20
Statement of Accounting Standards - "Foreign Currency Translation" (Part A)
(Issued 10.85) (Re-issued 12.87)
 - 24 Australian Accounting Standard AAS 21
Statement of Accounting Standards - "Accounting for the Acquisition of Assets
(including Business Entities)" (Issued 12.85)
 - 25 Australian Accounting Standard AAS 23
Set-off and Extinguishment of Debt (Issued 6.88) (Re-issued 6.90)
 - 26 Australian Accounting Standard AAS 24
Consolidated Financial Reports (Issued 6.90) (Re-issued 9.91)
 - 27 Australian Accounting Standard AAS 25
Financial Reporting by Superannuation Plans, with Appendices (Issued 8.90)
(Revised 5.92)
 - 28 Australian Accounting Standard AAS 26
Financial Reporting of General Insurance Activities (Issued 12.90)
 - 29 Australian Accounting Standard AAS 27
Financial Reporting by Local Governments (Issued 7.91)
 - 30 Australian Accounting Standard AAS 28
Statement of Cash Flows (Issued 12.91)
 - 31 Auditing Statement Explanatory Framework for Guidance on Audit and Audit
Related Services (Issued 8.92)
 - 32 Statement of Auditing Standards AUS 1 (Issued 2.77) (Reissued 1.83) (Revised
11.90)
 - 33 Statement of Auditing Practice AUP 1
Bank Confirmation Requests (CP1. 355) (Issued 3.76) (Reissued 5.91)
 - 34 Statement of Auditing Practice AUP 2
Using the Work of an Internal Auditor (Issued 2/77) (Reissued 1/83)
 - 35 Statement of Auditing Practice AUP 3
The Audit Report on a General Purpose Financial Report (CP 3/357) (Issued
2.77) (Reissued 3.84) (Revised 9.90)
 - 36 Statement of Auditing Practice AUP 4
Auditing in an EDP Environment - General Principles (Issued 3/84)
 - 37 Statement of Auditing Practice AUP 4-1
The Effects of an EDP Environment on the Study and Evaluation of the
Accounting System and Related Internal Controls (Issued 3/84)
 - 38 Supplementary Statements to Statement of Auditing Practice AUP 4-1
Supplement 1 EDP Environments - Stand-Alone Microcomputers (Issued 3.90)
Supplement 2 EDP Environments - On-Line Computer Systems (Issued 3.90)
Supplement 3 EDP Environments - Database Systems (Issued 3.90)

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- 39 Statement of Auditing Practice AUP 4-2
Computer-Assisted Audit Techniques (CAATs) (Issued 3/84)
 - 40 Statement of Auditing Practice AUP 5
Existence and Valuation of Inventories in the Context of the Historical Cost System (CP 5/359) (Issued 2/78)
 - 41 Statement of Auditing Practice AUP 6
Solicitors' Representation Letters (CS 5) (Issued 7.74) (Reissued 5.91)
 - 42 Statement of Auditing Practice AUP 7
Going Concern (Issued 6.81) (Reissued 8.86) (Reissued 5.91)
 - 43 Statement of Auditing Practice AUP 8
Audit Implications of Events Occurring After Balance Date (Issued 9.81)
(Reissued 4.86)
 - 44 Statement of Auditing Practice AUP 9
Audit Engagement Letters (Issued 1/83)
 - 45 Statement of Auditing Practice AUP 10
Planning (Issued 1/83)
 - 46 Statement of Auditing Practice AUP 11
Using the Work of Another Auditor (Issued 1/83) (Amended 5/85)
 - 47 Statement of Auditing Practice AUP 12
Study and Evaluation of the Accounting System and Related Internal Controls
in Connection with an Audit (Issued 1/83)
 - 48 Statement of Auditing Practice AUP 13
Control of the Quality of Audit Work (Issued 1/83)
 - 49 Statement of Auditing Practice AUP 14
Audit Evidence (Issued 1/83)
 - 50 Statement of Auditing Practice AUP 15
Documentation (Issued 1/83)
 - 51 Statement of Auditing Practice AUP 16
Fraud and Error, with an Appendix (Issued 6/83)
 - 52 Statement of Auditing Practice AUP 17
Analytical Procedures (Issued 8.83) (Revised 1.91)
 - 53 Statement of Auditing Practice AUP 18
The Audit Implications of Equity Accounting (Issued 3.84)
 - 54 Statement of Auditing Practice AUP 19
Other Information in Documents Containing Audited Financial Statements
(Issued 6.84)
 - 55 Statement of Auditing Practice AUP 20
Audit Evidence Implications of Using a Service Entity (Issued 2.88)
 - 56 Statement of Auditing Practice AUP 21
Audit Implications of Current Cost Accounting (Issued 6.85)
 - 57 Statement of Auditing Practice AUP 22
Using the Work of an Expert (Issued 6/85)
 - 58 Statement of Auditing Practice AUP 23
Resignation, Removal or Retirement of an Auditor (Issued 6.85)
(Amended 2.89)
 - 59 Statement of Auditing Practice AUP 24
Audit Sampling, with Appendices (Issued 6/85)

- 60 Statement of Auditing Practice AUP 25
Representations by Management (Issued 12/85)
- 61 Statement of Auditing Practice AUP 26
Related Parties (Issued 4.86) (Reissued 12.91)
- 62 Statement of Auditing Practice AUP 27
Materiality and Audit Risk, with Appendices (Issued 2.88)
- 63 Statement of Auditing Practice AUP 28
Audit of Accounting Estimates, with Appendices (Issued 2.88)
- 64 Statement of Auditing Practice AUP 29
First Year Audit Considerations - Opening Balances, with Appendices (Issued 7.90)
- 65 Statement of Auditing Practice AUP 30
Inherent and Control Risk Assessments and their Impact on Substantive Procedures (Issued 7.90)
- 66 Statement of Auditing Practice AUP 31
Communication with an Audit Committee, with an Appendix (Issued 5.91)
- 67 Statement of Auditing Practice AUP 32
Audit Independence (Issued 8.92)
- 68 Statement of Auditing Practice AUP 33
Performance Auditing (Issued 8.92).

Return to the foregoing Order.

Severally ordered to lie on the Table.

- 5 **SCRUTINY OF ACTS AND REGULATIONS COMMITTEE** - Mr Perton, Chairman, brought up a Report from the Scrutiny of Acts and Regulations Committee upon the Alert Digest No. 8 of 1993 on -
 Business Franchise (Petroleum Products) (Amendment) Bill
 Police Regulation (Discipline) Bill
 Sentencing (Amendment) Bill -
 together with an Appendix and Submissions.

Ordered to lie on the Table and the Report and Appendix to be printed.

- 6 **PAPER** - The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:
 Victorian Dried Fruits Board - Report for the year 1992.

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

- 8 **EMERGENCY SERVICES SUPERANNUATION (SPECIAL PAYMENTS) BILL** - Mr McNamara obtained leave, with Mr Gude, to bring in a Bill "*to amend Section 20A of the 'Emergency Services Superannuation Act 1986' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 9 **SUPERANNUATION (COMPLIANCE) BILL** - Mr Smith (*Polwarth*) obtained leave, with Mr Stockdale, to bring in a Bill "*to amend certain Acts relating to superannuation for the purposes of the superannuation guarantee scheme of the Commonwealth, to amend the 'Superannuation (Portability) Act 1989' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 10 SENTENCING (AMENDMENT) BILL - *Declaration of Bill as Urgent - Limitation of debate* - Mr Gude declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.

Mr Speaker having ascertained that twenty members approved of the proposed motion being put -

Question - That the Bill be considered an urgent Bill - put.

The House divided.

AYES, 56

Mr Bildstien	Mr John	Mr Paterson	Mrs Tehan
Mr Brown	Mr Kennett	Mr Perton	Mr Thompson
Mr Clark	Mr Kilgour	Mr Pescott	(Sandringham)
Mr Coleman	Mr Leigh	Mrs Peulich	Mr Traynor
Mr Cooper	Mr Lupton	Mr Phillips	Mr Treasure
Mr Davis	Mr McArthur	Mr Plowman	Mr Turner
Mr Doyle	Mrs McGill	(Benambra)	Mrs Wade
Mr Elder	Mr McGrath	Mr Plowman	Mr Weideman
Mrs Elliott	(Warrnambool)	(Evelyn)	Mr Wells
Mr Finn	Mr McGrath	Mr Reynolds	
Mr Gude	(Wimmera)	Mr Rowe	
Mr Hayward	Mr McLellan	Mr Ryan	
Mr Heffernan	(Frankston East)	Mr Smith	
Mrs Henderson	Mr McNamara	(Glen Waverley)	
Mr Honeywood	Mr Maclellan	Mr Smith	
Mr Hyams	(Pakenham)	(Polwarth)	Tellers
Mr Jasper	Mr Maughan	Mr Steggall	Mr Dean
Mr Jenkins	Dr Napthine	Mr Tanner	Mr Spry

NOES, 26

Mr Andrianopoulos	Mr Haermeyer	Mr Sandon	Mrs Wilson
Mr Baker	Mr Hamilton	Mr Seitz	
Mr Batchelor	Mr Kennan	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Sheehan	
Mr Cole	Mr Loney	Mr Thomson	
Mr Cunningham	Ms Marple	(Pascoe Vale)	Tellers
Mr Dollis	Mr Micallef	Mr Thwaites	Mr Mildenhall
Mrs Garbutt	Mr Roper	Dr Vaughan	Mr Pandazopoulos

And so it was resolved in the affirmative.

Motion made and question proposed - That the time allotted in connexion with the Bill be as follows:

- (a) For the second reading stage of the Bill until 12.15 p.m. this day; and
 (b) For the remaining stages of the Bill until 5.45 p.m. this day.

(Mr Gude) - and, after debate -

Amendment proposed - That the expressions "12.15 p.m." and "5.45 p.m.", respectively, be omitted with the view of inserting in place thereof the expressions "5.00 p.m." and "12 midnight", respectively (Mr Roper) - and, after debate -

Question - That the expressions proposed to be omitted stand part of the question - put.

The House divided

AYES, 58

Mr Bildstien	Mr John	Mr Paterson	Mr Spry
Mr Brown	Mr Kennett	Mr Perrin	Mr Steggall
Mr Clark	Mr Kilgour	Mr Perton	Mr Tanner
Mr Coleman	Mr Leigh	Mr Pescott	Mrs Tehan
Mr Cooper	Mr Lupton	Mrs Peulich	Mr Thompson
Mr Davis	Mr McArthur	Mr Phillips	(Sandringham)
Mr Dean	Mrs McGill	Mr Plowman	Mr Treasure
Mr Doyle	Mr McGrath	(Benambra)	Mr Turner
Mr Elder	(Warrnambool)	Mr Plowman	Mrs Wade
Mrs Elliott	Mr McGrath	(Evelyn)	Mr Weideman
Mr Finn	(Wimmera)	Mr Reynolds	Mr Wells
Mr Gude	Mr McLellan	Mr Richardson	
Mr Hayward	(Frankston East)	Mr Rowe	
Mr Heffernan	Mr McNamara	Mr Ryan	
Mrs Henderson	Mr Maclellan	Mr Smith	
Mr Honeywood	(Pakenham)	(Glen Waverley)	Tellers
Mr Jasper	Mr Maughan	Mr Smith	Mr Hyams
Mr Jenkins	Dr Napthine	(Polwarth)	Mr Traynor

NOES, 25

Mr Andrianopoulos	Mr Kennan	Mr Sandon	
Mr Baker	Mr Leighton	Mr Seitz	
Dr Coghill	Mr Loney	Mr Sercombe	
Mr Cole	Ms Marple	Mr Sheehan	
Mr Dollis	Mr Micallef	Mr Thomson	
Mrs Garbutt	Mr Mildenhall	(Pascoe Vale)	Tellers
Mr Haermeyer	Mr Pandazopoulos	Dr Vaughan	Mr Cunningham
Mr Hamilton	Mr Roper	Mrs Wilson	Mr Thwaites

And so it was resolved in the affirmative.

Ordered - That the time allotted in connexion with the Bill be as follows:

- (a) For the second reading stage of the Bill until 12.15 p.m. this day; and
- (b) For the remaining stages of the Bill until 5.45 p.m. this day.

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

Amendment proposed - That all the words after "That" be omitted with the view of inserting in place thereof the words "this Bill be withdrawn to allow time for a proper community debate over the appropriate form of legislation required to protect the community from dangerous and violent offenders and be redrafted to reflect community responses." (Mr Cole).

Limitation of Debate - The time allotted for the second reading stage of the Bill having expired -

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

The House divided.

AYES, 57

Mr Bildstien	Mr John	Mr Perrin	Mr Steggall
Mr Brown	Mr Kennett	Mr Perton	Mrs Tehan
Mr Clark	Mr Kilgour	Mr Pescott	Mr Thompson
Mr Coleman	Mr Leigh	Mrs Peulich	(Sandringham)
Mr Cooper	Mr Lupton	Mr Phillips	Mr Traynor
Mr Davis	Mr McArthur	Mr Plowman	Mr Treasure
Mr Dean	Mrs McGill	(Benambra)	Mr Turner
Mr Doyle	Mr McGrath	Mr Plowman	Mrs Wade
Mr Elder	(Warrnambool)	(Evelyn)	Mr Weideman
Mrs Elliott	Mr McGrath	Mr Reynolds	Mr Wells
Mr Gude	(Wimmera)	Mr Richardson	
Mr Hayward	Mr McLellan	Mr Rowe	
Mr Heffernan	(Frankston East)	Mr Ryan	
Mrs Henderson	Mr McNamara	Mr Smith	
Mr Honeywood	Mr Maclellan	(Glen Waverley)	
Mr Hyams	(Pakenham)	Mr Smith	Tellers
Mr Jasper	Mr Maughan	(Polwarth)	Mr Finn
Mr Jenkins	Dr Napthine	Mr Spry	Mr Paterson

NOES, 25

Mr Andrianopoulos	Mr Kennan	Mr Sandon	
Mr Baker	Mr Leighton	Mr Seitz	
Dr Coghill	Mr Loney	Mr Sercombe	
Mr Cole	Ms Marple	Mr Sheehan	
Mr Cunningham	Mr Micallef	Mr Thomson	
Mr Dollis	Mr Mildenhall	(Pascoe Vale)	Tellers
Mrs Garbutt	Mr Pandazopoulos	Mr Thwaites	Mr Haermeyer
Mr Hamilton	Mr Roper	Mrs Wilson	Dr Vaughan

And so it was resolved in the affirmative.

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

The House divided.

AYES, 56

Mr Bildstien	Mr Kilgour	Mr Perton	Mrs Tehan
Mr Brown	Mr Leigh	Mr Pescott	Mr Thompson
Mr Clark	Mr Lupton	Mrs Peulich	(Sandringham)
Mr Coleman	Mr McArthur	Mr Phillips	Mr Traynor
Mr Cooper	Mrs McGill	Mr Plowman	Mr Treasure
Mr Davis	Mr McGrath	(Benambra)	Mr Turner
Mr Dean	(Warrnambool)	Mr Plowman	Mrs Wade
Mr Elder	Mr McGrath	(Evelyn)	Mr Weideman
Mrs Elliott	(Wimmera)	Mr Reynolds	Mr Wells
Mr Finn	Mr McLellan	Mr Richardson	
Mr Gude	(Frankston East)	Mr Rowe	
Mr Hayward	Mr McNamara	Mr Ryan	
Mr Heffernan	Mr Maclellan	Mr Smith	
Mrs Henderson	(Pakenham)	(Glen Waverley)	
Mr Honeywood	Mr Maughan	Mr Smith	Tellers
Mr Hyams	Dr Napthine	(Polwarth)	Mr Doyle
Mr Jasper	Mr Paterson	Mr Spry	Mr Jenkins
Mr John	Mr Perrin	Mr Steggall	

NOES, 25

Mr Andrianopoulos	Mr Hamilton	Mr Seitz	
Mr Baker	Mr Kennan	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Sheehan	
Mr Cole	Mr Micallef	Mr Thomson	
Mr Cunningham	Mr Mildenhall	(Pascoe Vale)	
Mr Dollis	Mr Pandazopoulos	Mr Thwaites	Tellers
Mrs Garbutt	Mr Roper	Dr Vaughan	Mr Loney
Mr Haermeyer	Mr Sandon	Mrs Wilson	Ms Marple

And so it was resolved in the affirmative.

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

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

12 QUESTIONS - (Pursuant to Standing Order No. 124).

13 SENTENCING (AMENDMENT) BILL - Further considered in Committee.

Limitation of Debate - The time allotted for the remaining stages of the Bill having expired -

Bill reported with amendments and with an amended long title, which title is as follows:

"A Bill to increase penalties for serious sexual offenders and serious violent offenders, to empower courts to impose indefinite sentences on persons convicted of serious offences, to make certain other amendments to the 'Sentencing Act 1991', to repeal the 'Community Protection Act 1990', to amend the 'Crimes Act 1958' and certain other Acts and for other purposes".

Motion made and question - That this Bill be now read a third time (*Mrs Wade*) - put.

The House divided.

AYES, 57

Mr Ashley	Mr Jasper	Dr Napthine	Mr Stockdale
Mr Bildstien	Mr Jenkins	Mr Paterson	Mr Tanner
Mr Brown	Mr John	Mr Perrin	Mrs Tehan
Mr Clark	Mr Kilgour	Mr Pescott	Mr Thompson
Mr Coleman	Mr Leigh	Mrs Peulich	(Sandringham)
Mr Cooper	Mr Lupton	Mr Phillips	Mr Traynor
Mr Davis	Mr McArthur	Mr Plowman	Mr Treasure
Mr Dean	Mrs McGill	(Benambra)	Mr Turner
Mr Doyle	Mr McGrath	Mr Plowman	Mrs Wade
Mr Elder	(Warrnambool)	(Evelyn)	Mr Weideman
Mrs Elliott	Mr McGrath	Mr Reynolds	
Mr Finn	(Wimmera)	Mr Richardson	
Mr Gude	Mr McLellan	Mr Rowe	
Mr Hayward	(Frankston East)	Mr Smith	
Mr Heffernan	Mr McNamara	(Glen Waverley)	
Mrs Henderson	Mr Maclellan	Mr Smith	Tellers
Mr Honeywood	(Pakenham)	(Polwarth)	Mr Ryan
Mr Hyams	Mr Maughan	Mr Steggall	Mr Spry

NOES, 24

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Mr Thwaites
Mr Baker	Mr Hamilton	Mr Sandon	Dr Vaughan
Dr Coghill	Mr Kennan	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Mr Loney	Mr Sheehan	<i>Tellers</i>
Mr Dollis	Ms Marple	Mr Thomson	Mr Mildenhall
Mrs Garbutt	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Pandazopoulos

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

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

14 **POSTPONEMENT OF ORDER OF THE DAY** - Ordered - That the consideration of Order of the Day, Government Business, No. 2, be postponed until later this day.

15 **FUNERALS (PRE-PAID MONEY) 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 a Registration Board and registration procedure for funeral directors to ensure compliance with the Act"; debate resumed.

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

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

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

16 **HISTORIC SHIPWRECKS (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr John*).

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

Ordered - That the debate be adjourned until Thursday, 27 May 1993.

17 **THE VICTORIA RACING CLUB (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Reynolds*).

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, 19 May 1993.

18 **HEALTH AND COMMUNITY SERVICES (GENERAL AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Tehan*).

Mrs Tehan made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.

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

Ordered - That the debate be adjourned until Tuesday, 18 May 1993.

- 19 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Board of Studies Bill without amendment.
- 20 **LOCAL GOVERNMENT (GENERAL AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

*Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders.*

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

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

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

FRIDAY, 14 MAY 1993

Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee.

Committee reported progress; to sit again tomorrow.

- 21 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:

Gaming Machine Control (Amendment) Bill
Murray-Darling Basin Bill
Forests (S.E.A.S. Sapfor Ltd Agreement) Bill
Docklands Authority (Amendment) Bill.

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

- 23 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at seventeen minutes past Two o'clock in the morning, adjourned until later this day.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 38 - Friday, 14 May 1993

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

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

State Deficit Levy - Seeking that the House immediately withdraw the State Deficit Levy, bearing 287 signatures (*by Dr Vaughan*)

Institute of Educational Administration - Seeking that the Institute of Educational Administration continues to provide high quality residential training programs and other activities to improve the administrative ability of certain

persons in accordance with the *Institute of Educational Administration Act 1980*, bearing 139 signatures (*by Mr McArthur*)

Kerang Dental Clinic - Seeking that public dental services be made available in the township of Kerang by utilising a Kerang Dental Clinic, bearing 376 signatures (*by Mr Steggall*).

Severally ordered to lie on the Table.

3 PAPERS -

Mr Speaker presented:

Accident Compensation Act 1985 -

Victorian WorkCover Authority - Report for the quarter ended March 1993

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:

Flora and Fauna Guarantee Act 1988 - Order in Council adding items to Schedule 2
- List of Taxa and Communities of Flora and Fauna which are threatened and
Schedule 3 - List of potentially threatening processes

Legal Profession Practice Act 1958 - Amendment to By-law 86A of the Law Institute of Victoria

Yarra Bend Park Trust - Report for the year 1991-92.

4 EMERGENCY SERVICES SUPERANNUATION (SPECIAL PAYMENTS) BILL - Motion made and question proposed - That this Bill be now read a second time (*Mr McNamara*).

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

Ordered - That the debate be adjourned until Wednesday, 19 May 1993.

5 SUPERANNUATION (COMPLIANCE) BILL - Motion made and question proposed - That this Bill be now read a second time (*Mr Smith, Polwarth*).

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

Motion made and question proposed - That the debate be adjourned until Wednesday, 19 May 1993 (*Mr Smith, Polwarth*).

Amendment proposed - That the expression "until Wednesday, 19 May 1993" be omitted with the view of inserting in place thereof the words "for three weeks" (*Mr Baker*).

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

The House divided.

AYES, 54

Mr Bildstien	Mr Jasper	Mr Paterson	Mr Steggall
Mr Brown	Mr Jenkins	Mr Perrin	Mr Stockdale
Mr Clark	Mr John	Mr Pescott	Mr Tanner
Mr Coleman	Mr Kilgour	Mrs Peulich	Mrs Tehan
Mr Cooper	Mr Leigh	Mr Phillips	Mr Thompson
Mr Davis	Mr Lupton	Mr Plowman	(Sandringham)
Mr Dean	Mrs McGill	(Benambra)	Mr Traynor
Mr Doyle	Mr McGrath	Mr Plowman	Mr Treasure
Mr Elder	(Warrnambool)	(Evelyn)	Mr Weideman
Mrs Elliott	Mr McGrath	Mr Reynolds	Mr Wells
Mr Finn	(Wimmera)	Mr Richardson	
Mr Gude	Mr McLellan	Mr Rowe	
Mr Hayward	(Frankston East)	Mr Smith	
Mr Heffernan	Mr McNamara	(Glen Waverley)	
Mrs Henderson	Mr Maclellan	Mr Smith	Tellers
Mr Honeywood	(Pakenham)	(Polwarth)	Mr McArthur
Mr Hyams	Mr Maughan	Mr Spry	Mr Turner

NOES, 24

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Baker	Mr Kennan	Mr Sandon	Mrs Wilson
Dr Coghill	Mr Leighton	Mr Seitz	
Mr Cole	Ms Marple	Mr Sercombe	
Mr Cunningham	Mr Micallef	Mr Sheehan	Tellers
Mr Dollis	Mr Mildenhall	Mr Thomson	Mr Haermeyer
Mrs Garbutt	Mr Pandazopoulos	(Pascoe Vale)	Mr Loney

And so it was resolved in the affirmative.

Ordered - That the debate be adjourned until Wednesday, 19 May 1993.

- 6 **EDUCATION ACTS (TEACHERS) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee.

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

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

- 8 **EDUCATION ACTS (TEACHERS) BILL** - Further considered in Committee and reported without amendment.

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

The House divided.

AYES, 57

Mr Ashley	Mr Jasper	Mr Maughan	Mr Tanner
Mr Bildstien	Mr Jenkins	Dr Napthine	Mrs Tehan
Mr Brown	Mr John	Mr Paterson	Mr Thompson
Mr Clark	Mr Kennett	Mr Perrin	(Sandringham)
Mr Coleman	Mr Kilgour	Mr Pescott	Mr Traynor
Mr Cooper	Mr Leigh	Mrs Peulich	Mr Treasure
Mr Davis	Mr Lupton	Mr Phillips	Mr Turner
Mr Dean	Mr McArthur	Mr Plowman	Mr Weideman
Mr Doyle	Mrs McGill	(Evelyn)	Mr Wells
Mr Elder	Mr McGrath	Mr Reynolds	
Mrs Elliott	(Warrnambool)	Mr Richardson	
Mr Finn	Mr McGrath	Mr Smith	
Mr Gude	(Wimmera)	(Glen Waverley)	
Mr Hayward	Mr McLellan	Mr Smith	
Mr Heffernan	(Frankston East)	(Polwarth)	Tellers
Mrs Henderson	Mr McNamara	Mr Spry	Mr Plowman
Mr Honeywood	Mr Maclellan	Mr Steggall	(Benambra)
Mr Hyams	(Pakenham)	Mr Stockdale	Mr Rowe

NOES, 23

Mr Andrianopoulos	Mr Haermeyer	Mr Mildenhall	Mrs Wilson
Mr Baker	Mr Hamilton	Mr Pandazopoulos	
Dr Coghill	Mr Kennan	Mr Roper	
Mr Cole	Mr Leighton	Mr Seitz	
Mr Cunningham	Mr Loney	Mr Sheehan	Tellers
Mr Dollis	Ms Marple	Mr Thomson	Mr Thwaites
Mrs Garbutt	Mr Micallef	(Pascoe Vale)	Dr Vaughan

And so it was resolved in the affirmative.

Bill read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

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

- 9 MESSAGE FROM THE LEGISLATIVE COUNCIL - Transmitting a Bill for "An Act to amend the 'Estate Agents Act 1980' and for other purposes".
- 10 ESTATE AGENTS (AMENDMENT) BILL - On the motion of Mr Gude, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 11 RESIDENTIAL TENANCIES (WATER AND UTILITIES CHARGES) BILL - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read a third time.
Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 12 MESSAGE FROM THE LEGISLATIVE COUNCIL - Agreeing to the Ethnic Affairs Commission Bill without amendment.

- 13 **LOCAL GOVERNMENT (GENERAL AMENDMENT) BILL** - Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

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

- 14 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question proposed - That the consideration of remaining business be postponed (*Mr Gude*).

Amendment proposed - That all the words after "the" be omitted with the view of inserting in place thereof the expression "remaining Orders of the Day, Government Business, and General Business, Notices of Motion, Nos. 1 to 41 inclusive, be postponed until later this day" (*Mr Roper*).

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

The House divided.

AYES, 53

Mr Ashley	Mr Jenkins	Mr Perrin	Mr Thompson
Mr Brown	Mr John	Mr Pescott	(<i>Sandringham</i>)
Mr Clark	Mr Kennett	Mrs Peulich	Mr Traynor
Mr Coleman	Mr Kilgour	Mr Phillips	Mr Treasure
Mr Cooper	Mr Leigh	Mr Plowman	Mr Turner
Mr Davis	Mr Lupton	(<i>Evelyn</i>)	Mr Weideman
Mr Dean	Mr McArthur	Mr Reynolds	Mr Wells
Mr Doyle	Mrs McGill	Mr Richardson	
Mr Elder	Mr McGrath	Mr Rowe	
Mr Finn	(<i>Warrnambool</i>)	Mr Smith	
Mr Gude	Mr McGrath	(<i>Glen Waverley</i>)	
Mr Hayward	(<i>Wimmera</i>)	Mr Smith	
Mr Heffernan	Mr McNamara	(<i>Polwarth</i>)	
Mrs Henderson	Mr Maclellan	Mr Spry	<i>Tellers</i>
Mr Honeywood	(<i>Pakenham</i>)	Mr Steggall	Mrs Elliott
Mr Hyams	Mr Maughan	Mr Stockdale	Mr McLellan
Mr Jasper	Mr Paterson	Mr Tanner	(<i>Frankston East</i>)

NOES, 22

Mr Andrianopoulos	Mr Kennan	Mr Seitz	
Mr Baker	Mr Leighton	Mr Sheehan	
Dr Coghill	Mr Loney	Mr Thomson	
Mr Dollis	Ms Marple	(<i>Pascoe Vale</i>)	
Mrs Garbutt	Mr Micallef	Mr Thwaites	<i>Tellers</i>
Mr Haermeyer	Mr Mildenhall	Dr Vaughan	Mr Cunningham
Mr Hamilton	Mr Roper	Mrs Wilson	Mr Pandazopoulos

And so it was resolved in the affirmative.

Ordered - That the consideration of remaining business be postponed.

15 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at forty-two minutes past Five o'clock, adjourned until Tuesday,
18 May 1993.

J.G. LITTLE

Clerk of the Legislative Assembly

JOHN E. DELZOPPO

Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS Nos. 39, 40 and 41

No. 39 - Tuesday, 18 May 1993

- 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:

Sentencing (Amendment) Bill - Seeking that the Sentencing (Amendment) Bill be withdrawn and replaced with a community education program and reforms to the policing, prosecuting and trial processes that will better protect women, bearing 86 signatures (*by Ms Marple*)

Myrtleford Primary School - Emergency Teachers - Seeking that funding be reinstated to the Myrtleford Primary School which will allow for local employment of emergency teachers, bearing 145 signatures (*by Mr Plowman, Benambra*).

Severally ordered to lie on the Table.

- 4 **SCRUTINY OF ACTS AND REGULATIONS COMMITTEE** - Mr Perton, Chairman, brought up a Report from the Scrutiny of Acts and Regulations Committee upon the Alert Digest No. 8 of 1993 on -
 - Business Franchise (Petroleum Products) (Amendment) Bill
 - Police Regulation (Discipline) Bill
 - Sentencing (Amendment) Bill -
 together with an Appendix and Submissions - (*In lieu of the Report, Appendix and Submissions tabled on 13 May 1993*).

Ordered, after debate, to lie on the Table and the Report and Appendix to be printed.

5 **PAPERS** -

Mr Speaker presented:

Auditor-General - Special Report No. 22 on Timber Industry Strategy.

Ordered to lie on the Table and be printed.

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

Aboriginal Affairs Department - Report for the period ended 30 June 1992

Coal Mine Workers' Pensions Tribunal - Report for the year 1991-92

Monash University - Report of the Council and Statement of Accounts for 1991, together with Statutes approved by the Governor in Council during 1991

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

Arapiles Planning Scheme - No. L15
 Ballarat (City) Planning Scheme - No. L39
 Broadmeadows Planning Scheme - Nos. L43, L44
 Camberwell Planning Scheme - No. L33
 Diamond Valley Planning Scheme - No. L42
 Lillydale Planning Scheme - Nos. L110, L111, L114
 Lowan Planning Scheme - No. L6
 Morwell Planning Scheme - No. L37
 Oakleigh Planning Scheme - No. L27
 Pakenham Planning Scheme - No. L54
 Preston Planning Scheme - No. L42
 Ringwood Planning Scheme - No. L26
 Springvale Planning Scheme - No. L61
 Waverley Planning Scheme - Nos. L38, L39
 Whittlesea Planning Scheme - No. L73

State Employees Retirement Benefits Fund - Report of the actuarial investigation as at 30 June 1992

Statutory Rules under the following Acts:

Cultural and Recreational Lands Act 1963 - S.R. No. 66
 Registration of Births Deaths and Marriages Act 1959 - S.R. No. 68
 Supreme Court Act 1986 - S.R. No. 70.

6 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Legal Profession Practice Act 1958' and for other purposes*".

7 **LEGAL PROFESSION PRACTICE (GUARANTEE FUND) BILL** - Motion made and question proposed - That this Bill be now read a first time (*Mrs Wade*) - and, after debate -

Ordered - That this Bill be read a first time later this day.

8 **MESSAGES FROM THE LEGISLATIVE COUNCIL** -

Agreeing to the following Bills without amendment:

Land (Amendment) Bill
 Land (Miscellaneous Matters) Bill

Agreeing to the amendments made by the Assembly in the Funerals (Pre-paid Money) Bill.

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

City of Greater Geelong Bill
 Stamps (Amendment) Bill
 Tertiary Education Bill.

- 10 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:
- Club Keno Bill
 - Emergency Services Superannuation (Special Payments) Bill
 - Freedom of Information (Amendment) Bill
 - Historic Shipwrecks (Amendment) Bill
 - Superannuation (Compliance) Bill
 - Victorian Plantations Corporation Bill.
- 11 **ESTATE AGENTS (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Wade*).
- Motion made and question - That the debate be now adjourned (*Mr Cole*) - put and agreed to.
- Ordered - That the debate be adjourned until tomorrow.
- 12 **CROWN LAND ACTS (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 13 **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.
- 14 **VICTORIAN PLANTATIONS CORPORATION BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee and reported with an amendment; as amended, considered, and amendment agreed to; read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 15 **CRIMES (CRIMINAL TRIALS) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.
- Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders.*
- Motion made and question - That the sitting be continued (*Mrs Wade*) - put and agreed to.
- Debate resumed on question - That this Bill be now read a second time.
- Bill read a second time and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 16 **LEGAL PROFESSION PRACTICE (GUARANTEE FUND) BILL** - *Mr Speaker having ruled that the procedure for the introduction of this Bill was not in contravention of section 62 of the Constitution Act 1975* -

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

- 17 **SUBDIVISION (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with an amendment; as amended, considered, and amendment agreed to; read a third time.

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

- 18 **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.

- 19 **HEALTH AND COMMUNITY SERVICES (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 with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee and reported without amendment; read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

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

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

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

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

WEDNESDAY, 19 MAY 1993

Question - put and agreed to.

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

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 40 - Wednesday, 19 May 1993

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

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

Essendon and District Memorial Hospital - Seeking that the maternity ward at the Essendon and District Memorial Hospital be maintained, bearing 44, 2,923, 4,789 and 3,179 signatures (*by Mr Sercombe, Mr Davis, Mr Thomson (Pascoe Vale) and Mr Finn, respectively*).

Severally ordered to lie on the Table.

- 3 **PAPERS** -

Mr Speaker presented:

Auditor-General - Special Report No. 23 on Information Technology in the Public Sector.

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:

Ombudsman - Report for the year 1991-92 - Ordered to be printed

Statutory Rules under the following Acts:

Drugs, Poisons and Controlled Substances Act 1981 - S.R. Nos. 67, 69

Supreme Court Act 1986 - S.R. No. 71.

- 4 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Casino Control (Amendment) Bill without amendment.

- 5 **ADJOURNMENT MOTION - FALLING LEVEL OF EMPLOYMENT** - Mr Kennan proposed the adjournment of the House for the purpose of discussing a definite matter of urgent public importance, namely -

"The urgent need for the Government to take action to redress the falling level of employment as demonstrated by the latest employment figures issued on 13 May 1993, showing a fall of 24,500 in the number of people employed in Victoria in April 1993."

Mr Speaker having ascertained that twelve members approved of the proposed discussion -

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

The House divided.

AYES, 24

Mr Andrianopoulos
Mr Baker
Dr Coghill
Mr Cole
Mr Cunningham
Mr Dollis
Mrs Garbutt

Mr Haermeyer
Mr Kennan
Mr Leighton
Mr Loney
Mr Micallef
Mr Mildenhall
Mr Pandazopoulos

Mr Roper
Mr Sandon
Mr Seitz
Mr Sercombe
Mr Sheehan
Mr Thomson
(*Pascoe Vale*)

Dr Vaughan
Mrs Wilson

Tellers
Ms Marple
Mr Thwaites

NOES, 55

Mr Ashley	Mr Jasper	Mr Perrin	Mrs Tehan
Mr Bildstien	Mr Jenkins	Mr Perton	Mr Thompson
Mr Brown	Mr John	Mr Pescott	(Sandringham)
Mr Clark	Mr Kilgour	Mrs Peulich	Mr Traynor
Mr Coleman	Mr Leigh	Mr Phillips	Mr Turner
Mr Cooper	Mr Lupton	Mr Plowman	Mrs Wade
Mr Davis	Mr McArthur	(Benambra)	Mr Weideman
Mr Dean	Mrs McGill	Mr Reynolds	Mr Wells
Mr Doyle	Mr McGrath	Mr Richardson	
Mr Elder	(Wimmera)	Mr Rowe	
Mrs Elliott	Mr McLellan	Mr Ryan	
Mr Gude	(Frankston East)	Mr Smith	
Mr Hayward	Mr Maclellan	(Glen Waverley)	
Mr Heffernan	(Pakenham)	Mr Spry	
Mrs Henderson	Mr Maughan	Mr Steggall	Tellers
Mr Honeywood	Dr Napthine	Mr Stockdale	Mr Finn
Mr Hyams	Mr Paterson	Mr Tanner	Mr Treasure

And so it passed in the negative.

- 6 **CRIMES (AMENDMENT) BILL** - Mrs Wade obtained leave, with Mr Gude, to bring in a Bill "to amend the 'Crimes Act 1958' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 **WATER (AMENDMENT) BILL** - Mr Coleman, pursuant to motion moved on his behalf by Mr Gude, obtained leave, with Mrs Wade, to bring in a Bill "to amend the 'Water Act 1989' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 **LOY YANG B (AMENDMENT) BILL** - Mr Stockdale, pursuant to motion moved on his behalf by Mr Gude, obtained leave, with Mrs Wade, to bring in a Bill "to amend the 'Loy Yang B Act 1992' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 **RESTORATION OF CONFIDENCE AND PROSPERITY TO VICTORIA** - Motion made and question proposed - That this House congratulates the Government on its policies and actions to restore confidence and prosperity to Victoria (Mr Perrin).
- Business having been interrupted at 2.00 p.m.
pursuant to Sessional Orders.*
- 10 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 11 **ROAD SAFETY COMMITTEE** - Mr Richardson, Chairman, brought up a Report from the Road Safety Committee upon the Inquiry into Motorcycle Safety in Victoria, together with Appendices and Minutes of Evidence.
- Ordered to lie on the Table and the Report and Appendices to be printed.
- 12 **SCRUTINY OF ACTS AND REGULATIONS COMMITTEE** - Mr Perton, Chairman, brought up a Report from the Scrutiny of Acts and Regulations Committee upon the Alert Digest No. 9 of 1993 on the Freedom of Information Bill, together with an Appendix.

Ordered to lie on the Table and to be printed.

- 13 **LEGAL PROFESSION PRACTICE (GUARANTEE FUND) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Wade*).
- Motion made and question - That the debate be now adjourned (*Mr Cole*) - put and agreed to.
- Ordered - That the debate be adjourned until tomorrow.
- 14 **RACING (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.
- Amendment proposed - That all the words after "That" be omitted with the view of inserting in place thereof the words "this Bill be withdrawn and redrafted to provide for the future role and responsibility of the Totalizator Agency Board." (*Mr Roper*) - and, after debate -
- Question - That the words proposed to be omitted stand part of the question - put and agreed to.
- Bill read a second time and committed; considered in Committee.
- Committee reported progress; to sit again later this day.
- 15 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos 3 to 5 inclusive, be postponed until later this day.
- 16 **FREEDOM OF INFORMATION (AMENDMENT) BILL** - *Declaration of Bill as Urgent - Limitation of debate* - Mr Gude declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.
- Mr Speaker having ascertained that twenty Members approved of the proposed motion being put -
- Question - That the Bill be considered an urgent Bill - put.
- The House divided.

AYES, 57

Mr Ashley	Mr John	Mr Perrin	Mr Steggall
Mr Bildstien	Mr Kennett	Mr Perton	Mr Stockdale
Mr Brown	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Clark	Mr Leigh	Mrs Peulich	Mrs Tehan
Mr Coleman	Mr Lupton	Mr Phillips	Mr Treasure
Mr Cooper	Mr McArthur	Mr Plowman	Mr Turner
Mr Davis	Mrs McGill	(<i>Benambra</i>)	Mrs Wade
Mr Dean	Mr McGrath	Mr Plowman	Mr Weideman
Mr Doyle	(<i>Warrnambool</i>)	(<i>Evelyn</i>)	Mr Wells
Mrs Elliott	Mr McGrath	Mr Reynolds	
Mr Finn	(<i>Wimmera</i>)	Mr Richardson	
Mr Gude	Mr McLellan	Mr Rowe	
Mr Hayward	(<i>Frankston East</i>)	Mr Ryan	
Mr Heffernan	Mr McNamara	Mr Smith	
Mrs Henderson	Mr Maclellan	(<i>Glen Waverley</i>)	<i>Tellers</i>
Mr Hyams	(<i>Pakenham</i>)	Mr Smith	Mr Thompson
Mr Jasper	Dr Napthine	(<i>Polwarth</i>)	(<i>Sandringham</i>)
Mr Jenkins	Mr Paterson	Mr Spry	Mr Traynor

NOES, 26

Mr Baker	Ms Kirner	Mr Sandon	Mrs Wilson
Dr Coghill	Mr Leighton	Mr Seitz	
Mr Cole	Mr Loney	Mr Sercombe	
Mr Cunningham	Ms Marple	Mr Sheehan	
Mr Dollis	Mr Micallef	Mr Thomson	
Mrs Garbutt	Mr Mildenhall	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Mr Hamilton	Mr Pandazopoulos	Mr Thwaites	Mr Andrianopoulos
Mr Kennan	Mr Roper	Dr Vaughan	Mr Haermeyer

And so it was resolved in the affirmative.

Motion made and question proposed - That the time allotted for the remaining stages of the Bill be until 11.00 p.m. this day (*Mr Gude*) - and, after debate -

Amendment proposed - That all of the expression after "That" be omitted with the view of inserting in place thereof "the time allotted in connexion with the Bill be as follows:

- (a) For the second reading stage of the Bill until 12.00 p.m. tomorrow; and
- (b) For the remaining stages of the Bill until 5.00 p.m. tomorrow".

(*Mr Roper*) - and, after debate -

*Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders.*

Motion made and question - That the sitting be continued (*Mrs Wade*) - put and agreed to.

Debate resumed on question and amendment.

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

The House divided.

AYES, 58

Mr Ashley	Mr John	Mr Perrin	Mr Stockdale
Mr Bildstien	Mr Kennett	Mr Perton	Mr Tanner
Mr Brown	Mr Kilgour	Mr Pescott	Mrs Tehan
Mr Clark	Mr Leigh	Mrs Peulich	Mr Thompson
Mr Coleman	Mr Lupton	Mr Phillips	(<i>Sandringham</i>)
Mr Cooper	Mr McArthur	Mr Plowman	Mr Traynor
Mr Davis	Mrs McGill	(<i>Benambra</i>)	Mr Treasure
Mr Dean	Mr McGrath	Mr Plowman	Mr Turner
Mr Elder	(<i>Warrnambool</i>)	(<i>Evelyn</i>)	Mrs Wade
Mrs Elliott	Mr McGrath	Mr Reynolds	Mr Weideman
Mr Finn	(<i>Wimmera</i>)	Mr Richardson	Mr Wells
Mr Gude	Mr McLellan	Mr Ryan	
Mr Hayward	(<i>Frankston East</i>)	Mr Smith	
Mr Heffernan	Mr McNamara	(<i>Glen Waverley</i>)	
Mrs Henderson	Mr Maclellan	Mr Smith	
Mr Hyams	(<i>Pakenham</i>)	(<i>Polwarth</i>)	<i>Tellers</i>
Mr Jasper	Dr Napthine	Mr Spry	Mr Doyle
Mr Jenkins	Mr Paterson	Mr Steggall	Mr Rowe

NOES, 26

Mr Andrianopoulos	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Baker	Mr Kennan	Mr Seitz	
Dr Coghill	Ms Kirner	Mr Sercombe	
Mr Cole	Mr Leighton	Mr Sheehan	
Mr Cunningham	Ms Marple	Mr Thomson	
Mr Dollis	Mr Micallef	(Pascoe Vale)	<i>Tellers</i>
Mrs Garbutt	Mr Pandazopoulos	Mr Thwaites	Mr Loney
Mr Haermeyer	Mr Roper	Dr Vaughan	Mr Mildenhall

And so it was resolved in the affirmative.

Ordered - That the time allotted for the remaining stages of the Bill be until 11.00 p.m. this day.

- 17 **FREEDOM OF INFORMATION (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

Limitation of Debate - The time allotted for the remaining stages of the Bill having expired -

Question - put.

The House divided.

AYES, 59

Mr Ashley	Mr Jenkins	Dr Napthine	Mr Spry
Mr Bildstien	Mr John	Mr Perrin	Mr Steggall
Mr Brown	Mr Kennett	Mr Perton	Mr Stockdale
Mr Clark	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Coleman	Mr Leigh	Mrs Peulich	Mrs Tehan
Mr Cooper	Mr Lupton	Mr Phillips	Mr Traynor
Mr Davis	Mr McArthur	Mr Plowman	Mr Treasure
Mr Dean	Mrs McGill	(Benambra)	Mr Turner
Mr Doyle	Mr McGrath	Mr Plowman	Mrs Wade
Mr Elder	(Warrnambool)	(Evelyn)	Mr Weideman
Mrs Elliott	Mr McGrath	Mr Reynolds	Mr Wells
Mr Finn	(Wimmera)	Mr Richardson	
Mr Gude	Mr McLellan	Mr Rowe	
Mr Hayward	(Frankston East)	Mr Ryan	
Mr Heffernan	Mr McNamara	Mr Smith	<i>Tellers</i>
Mrs Henderson	Mr Maclellan	(Glen Waverley)	Mr Paterson
Mr Hyams	(Pakenham)	Mr Smith	Mr Thompson
Mr Jasper	Mr Maughan	(Polwarth)	(Sandringham)

NOES, 26

Mr Andrianopoulos	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Baker	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Cunningham	Ms Marple	Mr Thomson	
Mr Dollis	Mr Micallef	(Pascoe Vale)	<i>Tellers</i>
Mrs Garbutt	Mr Mildenhall	Mr Thwaites	Mr Haermeyer
Mr Hamilton	Mr Roper	Dr Vaughan	Mr Pandazopoulos

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 (*Mrs Wade*) - put.

The House divided.

AYES, 59

Mr Ashley	Mr Jenkins	Mr Paterson	Mr Steggall
Mr Bildstien	Mr John	Mr Perrin	Mr Stockdale
Mr Brown	Mr Kennett	Mr Perton	Mr Tanner
Mr Clark	Mr Kilgour	Mr Pescott	Mrs Tehan
Mr Coleman	Mr Leigh	Mrs Peulich	Mr Thompson
Mr Cooper	Mr Lupton	Mr Phillips	(<i>Sandringham</i>)
Mr Davis	Mr McArthur	Mr Plowman	Mr Traynor
Mr Dean	Mr McGrath	(<i>Benambra</i>)	Mr Treasure
Mr Doyle	(<i>Warrnambool</i>)	Mr Plowman	Mr Turner
Mr Elder	Mr McGrath	(<i>Evelyn</i>)	Mrs Wade
Mrs Elliott	(<i>Wimmera</i>)	Mr Reynolds	Mr Weideman
Mr Finn	Mr McLellan	Mr Richardson	Mr Wells
Mr Gude	(<i>Frankston East</i>)	Mr Rowe	
Mr Hayward	Mr McNamara	Mr Ryan	
Mr Heffernan	Mr Maclellan	Mr Smith	<i>Tellers</i>
Mrs Henderson	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	Mrs McGill
Mr Hyams	Mr Maughan	Mr Smith	Mr Spry
Mr Jasper	Dr Napthine	(<i>Polwarth</i>)	

NOES, 25

Mr Baker	Mr Hamilton	Mr Mildenhall	Mr Thomson
Dr Coghill	Mr Kennan	Mr Pandazopoulos	(<i>Pascoe Vale</i>)
Mr Cole	Ms Kirner	Mr Roper	Dr Vaughan
Mr Cunningham	Mr Leighton	Mr Sandon	<i>Tellers</i>
Mr Dollis	Mr Loney	Mr Seitz	Mr Andrianopoulos
Mrs Garbutt	Ms Marple	Mr Sercombe	Mr Thwaites
Mr Haermeyer	Mr Micallef	Mr Sheehan	

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

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

- 18 **ESTATE AGENTS (AMENDMENT) BILL** - *Declaration of Bill as Urgent - Limitation of debate* - Mr Gude declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.

Mr Speaker having ascertained that twenty Members approved of the proposed motion being put -

Question - That the Bill be considered an urgent Bill - put.

The House divided.

AYES, 59

Mr Ashley	Mr John	Mr Paterson	Mr Spry
Mr Bildstien	Mr Kennett	Mr Perrin	Mr Steggall
Mr Brown	Mr Kilgour	Mr Perton	Mr Stockdale
Mr Clark	Mr Leigh	Mr Pescott	Mr Tanner
Mr Coleman	Mr Lupton	Mrs Peulich	Mrs Tehan
Mr Cooper	Mr McArthur	Mr Phillips	Mr Thompson
Mr Davis	Mrs McGill	Mr Plowman	(Sandringham)
Mr Dean	Mr McGrath	(Benambra)	Mr Treasure
Mr Doyle	(Warrnambool)	Mr Plowman	Mr Turner
Mr Elder	Mr McGrath	(Evelyn)	Mrs Wade
Mrs Elliott	(Wimmera)	Mr Reynolds	Mr Weideman
Mr Finn	Mr McLellan	Mr Richardson	Mr Wells
Mr Gude	(Frankston East)	Mr Rowe	
Mr Hayward	Mr McNamara	Mr Ryan	
Mr Heffernan	Mr Maclellan	Mr Smith	
Mrs Henderson	(Pakenham)	(Glen Waverley)	<i>Tellers</i>
Mr Hyams	Mr Maughan	Mr Smith	Mr Jenkins
Mr Jasper	Dr Napthine	(Polwarth)	Mr Traynor

NOES, 25

Mr Andrianopoulos	Mr Haermeyer	Mr Micallef	Mr Thomson
Mr Baker	Mr Hamilton	Mr Pandazopoulos	(Pascoe Vale)
Dr Coghill	Mr Kennan	Mr Roper	Mr Thwaites
Mr Cole	Ms Kirner	Mr Sandon	
Mr Cunningham	Mr Leighton	Mr Seitz	<i>Tellers</i>
Mr Dollis	Mr Loney	Mr Sercombe	Mr Mildenhall
Mrs Garbutt	Ms Marple	Mr Sheehan	Dr Vaughan

And so it was resolved in the affirmative.

Motion made and question proposed - That the time allotted for the remaining stages of the Bill be until 1.30 a.m. next (*Mr Gude*) - and, after debate -

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

THURSDAY, 20 MAY 1993

Question - put and agreed to

- 19 **ESTATE AGENTS (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

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

Limitation of Debate - The time allotted for the remaining stages of the Bill having expired -

Bill reported without amendment; read a third time.

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

- 20 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:

State Deficit Levy (Amendment) Bill
Police Regulation (Discipline) Bill.

- 21 **CLUB KENO BILL - Declaration of Bill as Urgent - Limitation of debate -** Mr Gude declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.

Mr Speaker having ascertained that twenty Members approved of the proposed motion being put -

Question - That the Bill be considered an urgent Bill - put.

The House divided.

AYES, 58

Mr Ashley	Mr Kennett	Mr Pescott	Mr Tanner
Mr Bildstien	Mr Kilgour	Mrs Peulich	Mrs Tehan
Mr Brown	Mr Leigh	Mr Phillips	Mr Thompson
Mr Clark	Mr Lupton	Mr Plowman	(Sandringham)
Mr Coleman	Mr McArthur	(Benambra)	Mr Traynor
Mr Cooper	Mrs McGill	Mr Plowman	Mr Treasure
Mr Davis	Mr McGrath	(Evelyn)	Mr Turner
Mr Dean	(Warrnambool)	Mr Reynolds	Mrs Wade
Mr Doyle	Mr McGrath	Mr Richardson	Mr Weideman
Mr Elder	(Wimmera)	Mr Rowe	Mr Wells
Mrs Elliott	Mr McLellan	Mr Ryan	
Mr Gude	(Frankston East)	Mr Smith	
Mr Hayward	Mr McNamara	(Glen Waverley)	
Mr Heffernan	Mr Maughan	Mr Smith	
Mr Honeywood	Dr Napthine	(Polwarth)	
Mr Hyams	Mr Paterson	Mr Spry	Tellers
Mr Jasper	Mr Perrin	Mr Steggall	Mr Finn
Mr Jenkins	Mr Perton	Mr Stockdale	Mrs Henderson

NOES, 24

Mr Baker	Mr Kennan	Mr Roper	Mr Thwaites
Dr Coghill	Mr Leighton	Mr Sandon	Dr Vaughan
Mr Cole	Mr Loney	Mr Seitz	
Mr Cunningham	Ms Marple	Mr Sercombe	
Mr Dollis	Mr Micallef	Mr Sheehan	Tellers
Mrs Garbutt	Mr Mildenhall	Mr Thomson	Mr Andrianopoulos
Mr Hamilton	Mr Pandazopoulos	(Pascoe Vale)	Mr Haermeyer

And so it was resolved in the affirmative.

Motion made and question - That the time allotted for the remaining stages of the Bill be until 2.45 a.m. this day (Mr Gude) - put, after debate, and agreed to.

- 22 **CLUB KENO BILL - Order read for resuming debate on question -** That this Bill be now read a second time; debate resumed.

Limitation of Debate - The time allotted for the remaining stages of the Bill having expired -

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

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

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

- 24 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
And the House, at fifty-six minutes past Three o'clock in the morning, adjourned until later this day.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 41 - Thursday, 20 May 1993

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
- Protection for Transport Accident Victims** - Seeking that legislation be enacted which will protect all transport accident victims and their families, bearing 1,408 and 1,385 signatures (*by Mr Kennan and Mrs Garbutt, respectively*)
 - Emergency Teacher Employment** - Seeking that the staffing entitlement for schools be returned to the level of 1992 and that the Directorate of School Education reinstate the employment of emergency teachers as in 1992, bearing 233 signatures (*by Mr Dean*)
 - State Deficit Levy** - Seeking that the House immediately withdraw the State Deficit Levy, bearing 432 signatures (*by Mr Pandazopoulos*)
 - Doveton Cluster Welfare Service** - Seeking that the Doveton Cluster Welfare Service be maintained, bearing 79 signatures (*by Mr Pandazopoulos*)
 - Western By-Pass** - Seeking that an environmental impact study of the effects of the Western By-Pass be carried out and that a full range of transportation, social and environment alternatives be investigated until a non-detrimental and equitable solution is found, bearing 1,102 signatures (*by Mr Davis*).
- Severally ordered to lie on the Table.
- 3 **ECONOMIC DEVELOPMENT COMMITTEE** - Mr Leighton brought up the First Report from the Economic Development Committee upon the Inquiry into the Victorian Building and Construction Industry, together with Appendices and Minutes of Evidence.
Ordered to lie on the Table and the Report and Appendices to be printed.
- 4 **PAPERS** -
Mr Speaker presented:
Auditor-General - Special Report No. 24 on Open Cut Production in the Latrobe Valley.
Ordered to lie on the Table and to be printed.
Mr Speaker presented:
Loy Yang B Act 1992 - Report of the Auditor-General concerning Compliance of Section 35.
Ordered to lie on the Table.

Mrs Wade presented, by Command of His Excellency the Governor:

Council of Magistrates - Report for the year 1991-92.

Ordered to lie on the Table.

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

Annual Reporting Act 1983 -

Notification by the Minister for Finance of extensions of time granted to Ministers under section 8 in relation to 1991-92

Notification by the Minister for Finance of directions or exemptions from provisions or from regulations granted to public bodies and details of extensions of time granted under section 15 in relation to 1991-92

Chiropractors and Osteopaths Registration Board - Report for the year 1991

Members of Parliament (Register of Interests) Act 1978 - Summary of Variations notified between 2 March and 18 May 1993 - Ordered to be printed.

5 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending a further appropriation for the purposes of the Superannuation (Compliance) Bill.

6 **SUPERANNUATION (COMPLIANCE) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

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

7 **EMERGENCY SERVICES SUPERANNUATION (SPECIAL 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 a third time forthwith.

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

8 **LEGAL PROFESSION PRACTICE (GUARANTEE FUND) 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 Law Reform Committee of the Parliament has inquired into and reported upon the most appropriate way of funding law reform and, in particular, the operation of a Law Reform Account as part of the Solicitors Guarantee Fund" (*Mr Cole*).

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

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

- 10 **LEGAL PROFESSION PRACTICE (GUARANTEE FUND) BILL** - Debate resumed 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 Law Reform Committee of the Parliament has inquired into and reported upon the most appropriate way of funding law reform and, in particular, the operation of a Law Reform Account as part of the Solicitors Guarantee Fund".

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

Ayes, 60

Mr Ashley	Mr Jenkins	Dr Napthine	Mr Spry
Mr Bildstien	Mr John	Mr Paterson	Mr Steggall
Mr Brown	Mr Kennett	Mr Perrin	Mr Stockdale
Mr Clark	Mr Kilgour	Mr Perton	Mr Tanner
Mr Coleman	Mr Leigh	Mr Pescott	Mr Tehan
Mr Cooper	Mr Lupton	Mr Phillips	Mr Thompson
Mr Davis	Mr McArthur	Mr Plowman	(Sandringham)
Mr Doyle	Mrs McGill	(Benambra)	Mr Traynor
Mr Elder	Mr McGrath	Mr Plowman	Mr Treasure
Mrs Elliott	(Warrnambool)	(Evelyn)	Mr Turner
Mr Finn	Mr McGrath	Mr Reynolds	Mrs Wade
Mr Gude	(Wimmera)	Mr Richardson	Mr Weideman
Mr Hayward	Mr McLellan	Mr Rowe	Mr Wells
Mr Heffernan	(Frankston East)	Mr Ryan	
Mrs Henderson	Mr McNamara	Mr Smith	Tellers
Mr Honeywood	Mr Maclellan	(Glen Waverley)	Mr Dean
Mr Hyams	(Pakenham)	Mr Smith	Mrs Peulich
Mr Jasper	Mr Maughan	(Polwarth)	

NOES, 24

Mr Andrianopoulos	Ms Kirner	Mr Sandon	Dr Vaughan
Mr Baker	Mr Leighton	Mr Seitz	Mrs Wilson
Dr Coghill	Mr Loney	Mr Sercombe	
Mr Cole	Ms Marple	Mr Sheehan	
Mr Cunningham	Mr Micallef	Mr Thomson	Tellers
Mr Dollis	Mr Mildenhall	(Pascoe Vale)	Mr Haermeyer
Mrs Garbutt	Mr Roper	Mr Thwaites	Mr Pandazopoulos

And so it was resolved in the affirmative.

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

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

- 11 **RACING (AMENDMENT) BILL** - Further considered in Committee and reported without amendment; read a third time.

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

- 12 **TATTERSALL CONSULTATIONS (REPORTING) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.

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

- 13 **THE VICTORIA RACING CLUB (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time.

Mr Acting Speaker ruled the Bill to be a Private Bill.

Motion made and question - That this Bill be treated as a Public Bill (*Mr Gude*) - put and agreed to.

Mr Gude advised the House that the required sum under Standing Order No. 168(d) had been paid into Treasury to meet the expenses involved in the passage of the Bill.

Debate resumed on question - That this Bill be now read a second time; Bill read a second time and, by leave, read a third time forthwith.

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

- 14 **CRIMES (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Wade*).

Mrs Wade made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.

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

Ordered - That the debate be adjourned until Thursday, 3 June 1993.

- 15 **WATER (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Coleman*).

Motion made and question - That the debate be now adjourned (*Ms Marple*) - put and agreed to.

Ordered - That the debate be adjourned until Thursday, 3 June 1993.

- 16 **LOY YANG B (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Stockdale*).

Motion made and question - That the debate be now adjourned (*Mr Thomson, Pascoe Vale*) - put and agreed to.

Ordered - That the debate be adjourned until Thursday, 3 June 1993.

- 17 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until a day and hour to be fixed by Mr Speaker, which time of meeting shall be notified in writing to each member of the House (*Mr Gude*) - put and agreed to.

- 18 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question proposed - That the consideration of remaining business be postponed (*Mr Gude*).

Amendment proposed - That the following words be added to the motion: "after the House has considered a motion referring power to the Standing Orders Committee to inquire and report on the programming of government and general business of the House to provide for more efficient and effective use of parliamentary debating time and directing the Committee to report not later than the first sitting of the Spring 1993 sittings period" (*Mr Kennan*) - and, after debate -

Question - That the words proposed to be added be so added - put.

The House divided.

AYES, 25

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Mr Thwaites
Mr Baker	Mr Kennan	Mr Sandon	Dr Vaughan
Dr Coghill	Ms Kirner	Mr Seitz	Mrs Wilson
Mr Cunningham	Mr Leighton	Mr Sercombe	
Mr Dollis	Mr Micallef	Mr Sheehan	<i>Tellers</i>
Mrs Garbutt	Mr Mildenhall	Mr Thomson	Mr Loney
Mr Haermeyer	Mr Pandazopoulos	(<i>Pascoe Vale</i>)	Ms Marple

NOES, 55

Mr Ashley	Mr Jenkins	Mr Pescott	Mrs Tehan
Mr Bildstien	Mr John	Mrs Peulich	Mr Thompson
Mr Brown	Mr Kennett	Mr Phillips	(<i>Sandringham</i>)
Mr Clark	Mr Kilgour	Mr Plowman	Mr Traynor
Mr Coleman	Mr Leigh	(<i>Benambra</i>)	Mr Treasure
Mr Cooper	Mr Lupton	Mr Plowman	Mr Turner
Mr Dean	Mr McArthur	(<i>Evelyn</i>)	Mrs Wade
Mr Doyle	Mrs McGill	Mr Reynolds	Mr Weideman
Mr Elder	Mr McGrath	Mr Richardson	Mr Wells
Mrs Elliott	(<i>Warrnambool</i>)	Mr Smith	
Mr Finn	Mr McLellan	(<i>Glen Waverley</i>)	
Mr Gude	(<i>Frankston East</i>)	Mr Smith	
Mr Hayward	Mr McNamara	(<i>Polwarth</i>)	
Mr Heffernan	Mr Maughan	Mr Spry	<i>Tellers</i>
Mrs Henderson	Mr Paterson	Mr Steggall	Mr Davis
Mr Honeywood	Mr Perrin	Mr Stockdale	Mr Rowe
Mr Hyams	Mr Perton	Mr Tanner	

And so it passed in the negative.

Ordered - That the consideration of remaining business be postponed.

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

And the House, at fifty-two minutes past Seven o'clock, adjourned until a day and hour to be fixed by Mr Speaker, which time of meeting shall be notified in writing to each member of the House.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 42, 43 and 44

No. 42 - Tuesday, 20 July 1993

1 The House met pursuant to the terms of the resolution of 20 May 1993, Mr Speaker having fixed this day at Two o'clock as the time of meeting - Mr Speaker took the Chair and read the Prayer.

2 **RESIGNATION OF SEAT** - Mr Speaker announced that, on 29 June 1993, he had received the following letter:

28 June 1993

The Hon J Delzoppo MP
Speaker
Legislative Assembly
Parliament House
MELBOURNE 3002

Dear Mr Speaker

I am writing to advise you that I am today resigning as a member of the Legislative Assembly.

Yours sincerely,

J H KENNAN MP
Member for Broadmeadows.

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

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

Institute of Educational Administration - Seeking that the Institute of Educational Administration continues to provide high quality residential training programs and other activities to improve the administrative ability of certain persons in accordance with the *Institute of Educational Administration Act 1980*, bearing 26 signatures (*by Mr Clark*)

Day Rehabilitation-Respite Care Facility at Yarrawonga - Seeking that the Day Rehabilitation-Respite Care Facility remain at its current location at the Yarrawonga Community Health Centre, bearing 2,185 signatures (*by Mr Jasper*)

Primary Schools Emergency Teachers - Seeking that emergency teachers be employed at Victorian State Primary Schools to fill staff absences if all short term replacement teachers have been allocated on a particular day, bearing 8 signatures (*by Mr Paterson*)

MARC Library Service and the MACC Art Service - Seeking that the Mobile Area Resource Centre Library Service and the Mobile Art Craft Centre service be retained under existing arrangements, bearing 119 and 42 signatures (*by Mr Kilgour and Mr Steggall, respectively*).

Severally ordered to lie on the Table.

- 5 **HEALTH SERVICES COMMISSIONER** - Motion made, by leave, and question - That there be presented to this House a copy of the Report of the Health Services Commissioner (incorporating the Report of the Health Services Review Council) for the year 1992 (*Mrs Tehan*) - put and agreed to.

- 6 **PAPER** - Mrs Tehan presented:

Health Services Commissioner - Report (incorporating the Report of the Health Services Review Council) for the year 1992 - Return to the foregoing Order.

Ordered to lie on the Table.

- 7 **SCRUTINY OF ACTS AND REGULATIONS COMMITTEE** - Mr Perton, Chairman, brought up the following Reports from the Scrutiny of Acts and Regulations Committee:

Report upon the Alert Digest No. 11 of 1993 on -
Historic Shipwrecks (Amendment) Bill
Crimes (Amendment) Bill -
together with an Appendix

Report upon the Alert Digest No. 10 of 1993 on -
Accident Compensation (WorkCover Insurance) Bill
Victorian Plantations Corporation Bill -
together with an Appendix and Correspondence

Second Cumulative Report, together with Minutes of Evidence.

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

- 8 **PAPERS** -

Mr Speaker presented:

BLF (De-recognition) Act 1985 - Twenty-third Report of the Custodian.

Ordered to lie on the Table and be printed.

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

Ballarat School of Mines and Industries - Report for the year 1992

Dietitians Board of Victoria - Reports for the years 1990-91 and 1991-92

Gaming Machine Control Act 1991 - Victorian Gaming Commission (Amendment No. 2) Rules 1993

Interpretation of Legislation Act 1984, section 32(4)(b) - Gas and Fuel Corporation (Gas Installation) Regulations 1992 (Statutory Rule No. 119/1992) - Copies of the following documents replacing documents which accompanied the Statutory Rule tabled on 11 August 1992:

AS 1796 - 1993 - Certification of Welders and Welding Supervisors (replaces AS 1796 - 1983)

AS 2593 - 1990 - Boilers-unattended and limited attendance (amended by AS 2593/Amendment 1/1993 - 02 - 15)

- AS 3000 - 1991 - SAA Wiring Rules (amended by AS 3000/Amendment 2/1993 - 01 - 18 and AS 3000/Amendment 3/1993 - 05 - 17)
- AS 3772 - 1990 - Fire Protection of Cooking areas (amended by AS 3772/Amendment 1/1993 - 03 - 15)
- ASTM A 105/A 105M - 92 - Standard Specification for Forgings, Carbon Steel, for Piping Components (Replaces ASTM A 105/A 105M - 91)
- AG 102 - 1989 - Approval requirements for Gas Water Heaters (as amended December 1992)
- AG 210 - 1984 - Approval requirements for Electronic Flame Safeguards and Flame Detectors (as amended August 1992)
- AG 504 - 1987 - Code of Practice for NGV Refuelling Stations (as amended December 1992)
- Local Government Act 1989 - Order in Council suspending all Councillors of the City of Camberwell and appointing an administrator, made on 22 June 1993
- National Companies and Securities Commission - Report for the period ended 31 July 1992
- Optometrists Registration Board - Report for the year 1991-92
- Ombudsman Act 1973 - Report of the Investigation into the Alleged Failure of State and Local Authorities to Ensure Adequate Provision of Public Transport and Environmental Health Standards at the "Guns N' Roses" Concert at Calder Park Raceway 1 February 1993 - Ordered to be printed
- Pathology Services Accreditation Board - Reports for the years 1989-90, 1990-91 and 1991-92
- Physiotherapists Registration Board - Report for the year 1992
- Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:
- All Planning Schemes - No. S32
 - Alberton Planning Scheme - No. L26
 - Altona Planning Scheme - Nos. L26, L32
 - Avoca Planning Scheme - No. L13
 - Bairnsdale (City) Planning Scheme - No. L34
 - Ballaarat (City) Planning Scheme - No. L28
 - Ballan Planning Scheme - No. L9
 - Bannockburn Planning Scheme - No. RL1
 - Barrabool Planning Scheme - No. RL1
 - Berwick Planning Scheme - Nos. L54, L62
 - Bright Planning Scheme - No. L24
 - Brighton Planning Scheme - No. L17 Part 2
 - Broadmeadows Planning Scheme - Nos. L40, L46, L47
 - Bulla Planning Scheme - Nos. L54, L67, L80
 - Burninyong Planning Scheme - No. L42
 - Camberwell Planning Scheme - Nos. L32, L34
 - Castlemaine Planning Scheme - No. L7
 - Cranbourne Planning Scheme - Nos. L22, L58, L75
 - Dandenong Planning Scheme - Nos. L17 Part 2, L25
 - Daylesford and Glenlyon Planning Scheme - No. L8
 - Diamond Valley Planning Scheme - No. L19
 - Doncaster and Templestowe Planning Scheme - Nos. L56, L57
 - Echuca Planning Scheme - No. L22
 - Eltham Planning Scheme - No. L39
 - Essendon Planning Scheme - Nos. L27, L43

Euroa Planning Scheme - Nos. L12, L21, L22
Flinders Planning Scheme - No. L106
Footscray Planning Scheme - Nos. L19, L26 Part 1, L35
Frankston Planning Scheme - Nos. L36, L39
Geelong Regional Planning Scheme - No. L135, R115 Part 1
Glenelg Planning Scheme - No. L4
Greater Geelong Planning Scheme - No. RL1
Grenville Planning Scheme - No. L9
Hampden Planning Scheme - No. L6
Hastings Planning Scheme - Nos. L66 Part 1, L67, L83, L89, L90
Horsham Planning Scheme - No. L41
Keilor Planning Scheme - Nos. L56, L59, L60
Kilmore Planning Scheme - No. L64
Knox Planning Scheme - Nos. L58, L59
Kyabram Planning Scheme - Nos. L11, L12
Leigh Planning Scheme - Nos. L7, L8
Lillydale Planning Scheme - Nos. L97 Part 1, L112
Maffra Planning Scheme - Nos. L21, L22, L23
Malvern Planning Scheme - Nos. L17, RL142
Mansfield Planning Scheme - No. L15
Melbourne Planning Scheme - Nos. L76, L85, L114, L134
Melton Planning Scheme - No. L29
Metropolitan Region Planning Scheme - No. R118
Mildura City Planning Scheme - No. L25
Moe Planning Scheme - No. L25
Moorabbin Planning Scheme - Nos. L16, L26
Mortlake Planning Scheme - No. L3
Narracan Planning Scheme - Nos. L23, L32
Newstead Planning Scheme - No. L7
Northcote Planning Scheme - No. L22
Nunawading Planning Scheme - Nos. L36, L58 Parts 1 and 2, L61
Oakleigh Planning Scheme - No. L28
Oxley Planning Scheme - No. L7
Pakenham Planning Scheme - Nos. L22 Part 2, L48, L58, L74, L75, L78
Phillip Island Planning Scheme - Nos. L36, L42
Port Fairy Planning Scheme - No. L12
Port of Melbourne Planning Scheme - Nos. L8, L10
Preston Planning Scheme - Nos. L43, RL143
Queenscliffe Planning Scheme - No. RL1
Richmond Planning Scheme - No. L27
Ripon Planning Scheme - No. L11
Rodney Planning Scheme - Nos. L48, L53
Romsey Planning Scheme - No. L23
Sandringham Planning Scheme - No. L11
Shepparton Shire Planning Scheme - No. L34
Sherbrooke Planning Scheme - Nos. L69, L71, L72
South Melbourne Planning Scheme - Nos. L18 Part 3, L43 Part 1, L49, L63
Springvale Planning Scheme - No. L60
St Kilda Planning Scheme - Nos. L20, L23
Sunshine Planning Scheme - No. L44 Part 1
Swan Hill City Planning Scheme - No. L11
Swan Hill Shire Planning Scheme - No. L1
Tallangatta Planning Scheme - No. L3
Tambo Planning Scheme - Nos. L55, L56, L57
Upper Yarra Planning Scheme - No. L22

Wangaratta Planning Scheme - No. L10
 Warragul Planning Scheme - No. L24
 Warrnambool City Planning Scheme - Nos. L38, L39, L41, L42
 Waverley Planning Scheme - Nos. L30, L32
 Werribee Planning Scheme - Nos. L47, L53
 Whittlesea Planning Scheme - No. L55
 Williamstown Planning Scheme - No. L19
 Wodonga Planning Scheme - Nos. L32, L43, L47, L56
 Wonthaggi Planning Scheme - No. L16
 Yackandandah Planning Scheme - Nos. L10, L16
 Yarrawonga Planning Scheme - Nos. L2 Part 2, L17

Rural Finance Act 1988 - Direction by the Treasurer to the Rural Finance Corporation to establish, operate and administer, a scheme of assistance for persons engaged in rural industries in Victoria

Statutory Rules under the following Acts:

Accident Compensation Act 1985 - S.R. Nos. 121, 122

Aerial Spraying Control Act 1966 - S.R. No. 104

Alpine Resorts Act 1983 - S.R. Nos. 100, 123

Animal Preparations Act 1987 - S.R. No. 73

Annual Reporting Act 1983 - S.R. No. 78, together with copies of the following documents as required by Section 32 of the Interpretation of Legislation Act 1984 to accompany the Statutory Rule:

Australian Accounting Standards:

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

AAS 23 - Set-off and Extinguishment of Debt

AAS 25 - Financial Reporting by Superannuation Plans

Architects Act 1991 - S.R. No. 77

Associations Incorporation Act 1981 - S.R. No. 114

Audit Act 1958 - S.R. Nos. 107, 108

Bees Act 1971 - S.R. No. 88

Boilers and Pressure Vessels Act 1970 - S.R. No. 110

Co-operation Act 1981 - S.R. No. 76

Corporations (Victoria) Act 1990 - S.R. No. 127

County Court Act 1958 - S.R. Nos. 82, 83, 84

Cultural and Recreational Lands Act 1963 - S.R. No. 97

Drugs, Poisons and Controlled Substances Act 1981 - S.R. Nos. 86, 93

Education Act 1958 - S.R. No. 116

Evidence Act 1958 - S.R. No. 106

Financial Institutions Duty Act 1982 - S.R. No. 91

Freedom of Information Act 1982 - S.R. No. 129

Health Act 1958 - S.R. No. 95

Health Services Act 1988 - S.R. Nos. 117, 120

Historic Buildings Act 1981 - S.R. No. 90

Intellectually Disabled Persons' Services Act 1986 - S.R. No. 115

- Land Tax Act 1958 - S.R. No. 112
- Lifts and Cranes Act 1967 - S.R. No. 109
- Magistrates' Court Act 1989 - S.R. Nos. 103, 113
- Medical Practitioners Act 1970 - S.R. No. 118
- Melbourne and Metropolitan Board of Works Act 1958 - S.R. Nos. 79, 80, 81, 96, 98, 99
- Murray Valley Citrus Marketing Act 1989 - S.R. No. 87
- Pay-roll Tax Act 1971 - S.R. No. 92
- Planning and Environment Act 1987 - S.R. No. 74
- Poultry Processing Act 1968 - S.R. No. 105
- Prevention of Cruelty to Animals Act 1986 - S.R. No. 89
- Physiotherapists Act 1978 - S.R. No. 94
- Racing Act 1958 - S.R. No. 75
- Road Safety Act 1986 - S.R. No. 125
- Scaffolding Act 1971 - S.R. No. 111
- Stamps Act 1958 - S.R. No. 101
- Supreme Court Act 1986 - S.R. Nos. 85, 127, 128
- Tobacco Act 1987 - S.R. No. 119
- Transport Act 1983 - S.R. No. 126
- Transport Accident Act 1986 - S.R. Nos. 72, 102
- Water Act 1989 - S.R. No. 124
- Upper Yarra Valley and Dandenong Ranges Authority Act 1976 - Regional Strategy Plan (1992) - Amendment 50
- Vocational Education and Training (College Employment) Act 1993 - TAFE College Employment (Transitional Provisions) Order 1993

The following proclamations fixing operative dates were laid upon the Table by the Clerk pursuant to an Order of the House dated 27 October 1992:

- Accident Compensation (WorkCover Insurance) Act 1993 - Part 3 and sections 7, 8, 9, 10, 11, 15, 16, 17, 72, 78 (1) (b), 79, 80 (1) (a) and (e), 85, 86, 89, 90, 98, 103, 104, 105, 106, 107, 108, 109 (1) and (2), 112 (2) and 113 on 16 June 1993. Sections 12, 13, 14, 18, 20, 21, 22, 23, 24, 25, 26, 55, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 73, 75, 78 (1) (c), (d), (e), (f), (g) and (h) and (2), 83 and 101 on 30 June 1993. Part 4 and sections 56, 74, 76, 78 (1) (a), 80 (1) (b), (c) and (d), 80 (2), 81, 84 (2), 91, 99 and 109 (3) on 1 July 1993. Sections 96 and 97 on 1 August 1993 (*Gazette No. S39, 16 June 1993*)
- Board of Studies Act 1993 - Sections 3 to 26 inclusive on 30 June 1993 (*Gazette No. G24, 24 June 1993*)
- Casino Control Act 1991 - Remaining provisions on 27 May 1993 (*Gazette No. G20, 27 May 1993*)
- Children and Young Persons Act 1989 - Section 7 on 14 June 1993 (*Gazette No. G22, 10 June 1993*)
- Commercial Arbitration (Amendment) Act 1993 - Whole Act on 1 July 1993 (*Gazette No. G25, 1 July 1993*)

- Corrections (Management) Act 1993 - Whole Act except sections 5 and 6 on 18 June 1993 (*Gazette No. G23, 17 June 1993*)
- Crimes (Criminal Trials) Act 1993 - Section 27 on 21 June 1993 (*Gazette No. S40, 17 June 1993*). Sections 4-26 inclusive and section 28 on 1 July 1993 (*Gazette No. G25, 1 July 1993*)
- Debits Tax (Amendment) Act 1993 - Section 6 on 1 July 1993 (*Gazette No. G24, 24 June 1993*)
- Education Acts (Teachers) Act 1993 - Section 12 on 8 July 1993 (*Gazette No. G26, 8 July 1993*)
- Egg Industry (Deregulation) Act 1993 - Sections 3 and 10 on 10 June 1993. Sections 4, 5, 6, 7, 8, 9, and 11 on 12 June 1993 (*Gazette No. G22, 10 June 1993*)
- Ethnic Affairs Commission Act 1993 - Sections 3 to 16 (both inclusive) on 17 June 1993 (*Gazette No. S40, 17 June 1993*)
- Meat Industry Act 1993 - Section 84 on 24 June 1993. Part 2 (except section 6), Parts 3 and 4, Part 5 (except sections 31, 32, 34 (1), 34 (3) and 39), Parts 6, 7 and 8, Part 9 (except sections 81, 84 and 91) and Schedules 1 and 2 on 30 June 1993 (*Gazette No. 24, 24 June 1993*). Section 34 (1) on 15 July 1993 (*Gazette No. G27, 15 July 1993*)
- Mutual Recognition (Victoria) Act 1993 - Whole Act on 1 July 1993 (*Gazette No. G22, 10 June 1993*)
- Racing (Amendment) Act 1993 - Sections 3, 4, 7, 8, 9, 11, 13 and 14 on 1 June 1993 (*Gazette No. S34, 3 June 1993*). Section 6 on 12 July 1993 (*Gazette No. G26, 8 July 1993*). Section 10 on 1 August 1993 (*Gazette No. G27, 15 July 1993*)
- Tertiary Education Act 1993 - Section 24 on 7 June 1993. Remainder of Act (so far as it is not already in operation by force of section 2) on 1 July 1993 (*Gazette No. G21, 3 June 1993*)
- The Victoria Racing Club (Amendment) Act 1993 - Sections 3, 4, 5, 6 and 7 on 7 July 1993 (*Gazette No. S49, 7 July 1993*)
- Victorian Plantations Corporation Act 1993 - Remaining provisions on 1 July 1993 (*Gazette No. G24, 24 June 1993*).

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

- Local Government (General Amendment) Bill
- Sentencing (Amendment) Bill
- Education Acts (Teachers) Bill
- Egg Industry (Deregulation) Bill
- Institute of Educational Administration (Repeal) Bill
- Business Franchise (Petroleum Products) (Amendment) Bill
- Crown Land Acts (Amendment) Bill
- Subdivision (Amendment) Bill
- Crimes (Criminal Trials) Bill
- Victorian Plantations Corporation Bill
- Club Keno Bill
- Freedom of Information (Amendment) Bill
- Tattersall Consultations (Reporting) Bill
- Superannuation (Compliance) Bill
- Racing (Amendment) Bill
- The Victoria Racing Club (Amendment) Bill
- Emergency Services Superannuation (Special Payments) Bill

Accident Compensation (WorkCover Insurance) Bill
 Appropriation (1992-93) Bill
 Supply (1993-94, No.1) Bill
 Appropriation (Parliament 1992-93) Bill
 Supply (Parliament 1993-94, No.1) Bill.

10 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Acquainting the Assembly that they have concurred with the Resolution adopted by the Assembly on 29 April 1993 that, notwithstanding the recommendations of the Public Bodies Review Committee in its final report entitled *Report to the Parliament on the "appropriate model for corporatisation of the State Electricity Commission"* June 1992 presented to the Legislative Council on 4 June 1992 and the Legislative Assembly on 11 August 1992, this House resolves, pursuant to section 4P(5)(b) of the Parliamentary Committees Act 1968, that the State Electricity Commission of Victoria shall continue to exist.

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

On 25 May 1993 -

Crimes (HIV) Bill
 Marine (Amendment) Bill
 Audit (Tender Board) Bill
 Board of Studies Bill
 Caravan Parks and Movable Dwellings (Amendment) Bill
 Docklands Authority (Amendment) Bill
 Residential Tenancies (Water and Utilities Charges) Bill
 Ethnic Affairs Commission Bill
 Land (Miscellaneous Matters) Bill
 Land (Amendment) Bill
 Gaming Machine Control (Amendment) Bill
 Land Tax (Amendment) Bill
 Treasury Corporation of Victoria (Debt Centralisation) Bill
 Forests (S.E.A.S. Sapfor Ltd Agreement) Bill
 Funerals (Pre-paid Money) Bill
 Casino Control (Amendment) Bill
 Police Regulation (Discipline) Bill
 State Deficit Levy (Amendment) Bill
 Legal Profession Practice (Guarantee Fund) Bill
 Estate Agents (Amendment) Bill

On 1 June 1993 -

Murray-Darling Basin Bill
 Meat Industry Bill
 Sentencing (Amendment) Bill
 Health and Community Services (General Amendment) Bill
 Local Government (General Amendment) Bill
 Education Acts (Teachers) Bill
 Institute of Educational Administration (Repeal) Bill
 Business Franchise (Petroleum Products) (Amendment) Bill
 Egg Industry (Deregulation) Bill
 Crown Land Acts (Amendment) Bill
 Racing (Amendment) Bill
 Accident Compensation (WorkCover Insurance) Bill

On 8 June 1993 -

Supply (1993-94, No.1) Bill
 Supply (Parliament 1993-94, No.1) Bill
 Emergency Services Superannuation (Special Payments) Bill
 Superannuation (Compliance) Bill
 The Victoria Racing Club (Amendment) Bill
 Club Keno Bill
 Subdivision (Amendment) Bill
 Freedom of Information (Amendment) Bill
 Tattersall Consultations (Reporting) Bill
 Crimes (Criminal Trials) Bill
 Victorian Plantations Corporation Bill.

- 12 **HISTORIC SHIPWRECKS (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee.

Committee reported progress; to sit again tomorrow.

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

- 14 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
 And the House, at thirty-seven minutes past Four o'clock, adjourned until tomorrow.

J.G. LITTLE

Clerk of the Legislative Assembly

JOHN E. DELZOPPO

Speaker

No. 43 - Wednesday, 21 July 1993

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
- Caulfield General Medical Centre** - Seeking that the community of Caulfield be involved in major decisions regarding the business of the Caulfield General Medical Centre, bearing 384 signatures (*by Mr Tanner*)
 - Cuts to Education** - Seeking that the House re-consider the cuts to Education and enter into negotiation which will bring about change without sacrificing the very people it services, bearing 290 signatures (*by Mr McArthur*)
 - Pre-School Funding** - Seeking that the 20% cuts to Pre-School Funding be removed, bearing 889 signatures (*by Mr McArthur*)

Community Swimming Pool - Emerald District - Seeking that funding be provided for the construction of the Community Swimming Pool to be sited within the Emerald district, bearing 2,607 signatures (by Mr McArthur).

Severally ordered to lie on the Table.

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

Statutory Rules under the following Acts:

Audit Act 1958 - S.R. No. 132

Financial Institutions Duty Act 1982 - S.R. No. 135

Lifts and Cranes Act 1967 - S.R. No. 133

Local Government Act 1989 - S.R. No. 134

Motor Car Traders Act 1986 - S.R. No. 131

Tobacco Leaf Marketing Board - Report for the year ended 31 March 1993.

- 4 **ADJOURNMENT MOTION - PRE-SCHOOLS - Mrs Garbutt proposed the adjournment of the House for the purpose of discussing a definite matter of urgent public importance, namely -**

"The Government's announcements on pre-schools on 10 June 1993, which will lead to substantial increases in fees, force thousands of children to miss the crucial pre-school year and cause the closure of many pre-schools."

Mr Speaker having ascertained that twelve members approved of the proposed discussion -

Motion made and question - That the House do now adjourn (*Mrs Garbutt*) - after debate, put.

The House divided.

AYES, 20

Mr Andrianopoulos
Mr Baker
Mr Batchelor
Dr Coghill
Mr Cole
Mr Cunningham

Ms Garbutt
Mr Hamilton
Ms Marple
Mr Micallef
Mr Mildenhall
Mr Roper

Mr Sercombe
Mr Sheehan
Mr Thomson
(*Pascoe Vale*)
Mr Thwaites
Dr Vaughan

Mrs Wilson

Tellers
Mr Haermeyer
Mr Loney

NOES, 40

Mr Ashley	Mr Jasper	Mr Perton	Mrs Tehan
Mr Brown	Mr Jenkins	Mrs Peulich	Mr Thompson
Mr Clark	Mr John	Mr Phillips	(Sandringham)
Mr Coleman	Mr Leigh	Mr Plowman	Mr Traynor
Mr Cooper	Mr Lupton	(Benambra)	Mrs Wade
Mr Davis	Mr McArthur	Mr Plowman	Mr Wells
Dr Dean	Mr McGrath	(Evelyn)	
Mr Doyle	(Warrnambool)	Mr Richardson	
Mr Elder	Mr McLellan	Mr Rowe	
Mrs Elliott	(Frankston East)	Mr Smith	
Mr Hayward	Mr Maclellan	(Glen Waverley)	Tellers
Mrs Henderson	(Pakenham)	Mr Spry	Mrs McGill
Mr Hyams	Dr Napthine	Mr Tanner	Mr Paterson

And so it passed in the negative.

- 5 **LAND TITLES VALIDATION BILL** - Mr Kennett, pursuant to motion moved on his behalf by Mr Maclellan (*Pakenham*), obtained leave, after debate, with Mr Coleman, to bring in a Bill "*relating to the confirmation of certain titles to land and the provision of compensation in respect of certain customary titles and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 6 **EVIDENCE (PROOF OF OFFENCES) BILL** - Mrs Wade obtained leave, with Mr Maclellan (*Pakenham*), to bring in a Bill "*to amend the 'Evidence Act 1958' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 **CREDIT (ADMINISTRATION) (AMENDMENT) BILL** - Mrs Wade obtained leave, with Mr Maclellan (*Pakenham*), to bring in a Bill "*to amend the 'Credit (Administration) Act 1984', the 'Credit Act 1984' and the 'Credit (Amendment) Act 1989' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 **SUMMARY OFFENCES (STOLEN CATTLE) BILL** - Mrs Wade obtained leave, with Mr Maclellan (*Pakenham*), to bring in a Bill "*to amend the 'Summary Offences Act 1966' and the 'Magistrates' Court Act 1989' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 **LA TROBE UNIVERSITY (AMENDMENT) BILL** - Mr Hayward obtained leave, with Mr Maclellan (*Pakenham*), to bring in a Bill "*to amend the 'La Trobe University Act 1964' to provide for changes to La Trobe University's academic structure and for the merger of the La Trobe University College of Northern Victoria with the University and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 **UNCLAIMED MONEYS (AMENDMENT)** - Mr Smith (*Polwarth*), pursuant to motion moved on his behalf by Mr Maclellan (*Pakenham*), obtained leave, with Mr Hayward, to bring in a Bill "*to amend the 'Unclaimed Moneys Act 1962', to make consequential amendments to other Acts and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 11 **ANNUAL LEAVE PAYMENTS (AMENDMENT) BILL** - Mr Pescott, pursuant to motion moved on his behalf by Mr Maclellan (*Pakenham*), obtained leave, after debate, with Mr Coleman, to bring in a Bill "to amend the 'Annual Leave Payments Act 1992' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 **STATE BUDGET DEFICIT** - Motion made and question proposed - That this House notes with concern the serious structural deficit in the State's Budget which the present Government has inherited and supports the measures being taken by the Government to put Victoria's finances on a sound basis (*Mr Clark*) - and, after debate -
Business having been interrupted at 2.00 p.m.
pursuant to Sessional Orders.
- 13 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 14 **HISTORIC SHIPWRECKS (AMENDMENT) BILL** - Further considered in Committee and reported without amendment; read a third time.
 Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 15 **LOY YANG B (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, 41

Mr Ashley	Mr John	Mr Paterson	Mr Smith
Mr Brown	Mr Kennett	Mr Perton	(<i>Polwarth</i>)
Mr Clark	Mr Leigh	Mr Pescott	Mr Spry
Mr Coleman	Mr Lupton	Mrs Peulich	Mr Tanner
Mr Cooper	Mr McArthur	Mr Phillips	Mr Thompson
Mr Davis	Mrs McGill	Mr Plowman	(<i>Sandringham</i>)
Dr Dean	Mr McGrath	(<i>Benambra</i>)	Mr Traynor
Mr Doyle	(<i>Warrnambool</i>)	Mr Plowman	Mr Wells
Mr Elder	Mr McLellan	(<i>Evelyn</i>)	
Mrs Elliott	(<i>Frankston East</i>)	Mr Richardson	
Mr Heffernan	Mr Maclellan	Mr Rowe	<i>Tellers</i>
Mrs Henderson	(<i>Pakenham</i>)	Mr Smith	Mr Hyams
Mr Jasper	Dr Napthine	(<i>Glen Waverley</i>)	Mr Jenkins

NOES, 19

Mr Andrianopoulos	Mr Haermeyer	Mr Sercombe	
Mr Baker	Mr Hamilton	Mr Sheehan	
Mr Batchelor	Mr Loney	Mr Thomson	
Dr Coghill	Mr Micallef	(Pascoe Vale)	<i>Tellers</i>
Mr Cole	Mr Mildenhall	Dr Vaughan	Mr Cunningham
Ms Garbutt	Mr Roper	Mrs Wilson	Ms Marple

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.

- 16 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Maclellan, Pakenham*) - put and agreed to.
- 17 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
And the House, at forty-eight minutes past Four o'clock, adjourned until tomorrow.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 44 - Thursday, 22 July 1993

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
- Funding for Altona Hospital** - Seeking that the House take all necessary steps to maintain and improve funding to keep the Altona Hospital open, bearing 1,452 signatures (*by Ms Marple*)
 - Funding for Pre-Schools and Central Payment Scheme** - Seeking that the Government - (a) restore full funding to pre-schools; and (b) restore the central payment scheme for salaries, bearing 378 signatures (*by Ms Garbutt*)
 - Alfred, Royal Southern Memorial and Caulfield Hospitals** - Seeking that steps are taken to repeal any legislation amalgamating the Alfred Hospital with the Royal Southern Memorial and Caulfield hospitals and to enact legislation amalgamating and funding the Royal Southern and Caulfield hospitals, bearing 78 signatures (*by Mr Tanner*)
 - Funding Cuts to Kindergartens** - Seeking that the House take all necessary steps to ensure that the proposed funding cuts to kindergartens do not take place, bearing 55 signatures (*by Mr Micallef*).

Severally ordered to lie on the Table.

- 3 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
- Constitution Act Amendment Act 1958 - Statement of a function conferred on the Electoral Commissioner, 7 July 1993
- Patriotic Funds Council - Report for the year 1992
- Victoria Law Foundation - Report for the year ended 30 September 1992.
- 4 **LAND TITLES VALIDATION BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Kennett*).
- Mr Kennett made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*
- Motion made and question - That the debate be now adjourned (*Mr Sercombe*) - put and agreed to.
- Ordered - That the debate be adjourned until Tuesday, 10 August 1993.
- 5 **CREDIT (ADMINISTRATION) (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Wade*).
- Motion made and question - That the debate be now adjourned (*Mr Cole*) - put and agreed to.
- Ordered - That the debate be adjourned until Tuesday, 7 September 1993.
- 6 **UNCLAIMED MONEYS (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Smith, Polwarth*).
- Motion made and question - That the debate be now adjourned (*Mr Baker*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 5 August 1993.
- 7 **ANNUAL LEAVE PAYMENTS (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Pescott*).
- Motion made and question - That the debate be now adjourned (*Mr Micallef*) - put and agreed to.
- Ordered - That the debate be adjourned until Tuesday, 10 August 1993.
- 8 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos 5 to 7 inclusive, be postponed until later this day.
- 9 **LA TROBE UNIVERSITY (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Hayward*).
- Motion made and question - That the debate be now adjourned (*Ms Marple*) - put and agreed to.
- Ordered - That the debate be adjourned until Tuesday, 10 August 1993.
- 10 **LOY YANG B (AMENDMENT) BILL** - Further considered in Committee and reported with an amendment; as amended, considered, and amendment agreed to; read a third time.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 11 **WATER (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 John*) - put and agreed to.

Ordered - That the debate be adjourned until tomorrow.

- 12 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until Tuesday, 10 August 1993 (*Mr John*) - put and agreed to.

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

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

- 14 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question proposed - That the consideration of remaining business be postponed (*Mr Kennett*).

Amendment proposed - That all the words after the word "remaining" be omitted with the view of inserting in place thereof the expression "Orders of the Day, Government Business, and Notices of Motion, General Business, Nos 1 to 36 inclusive, be postponed until after Notice of Motion, General Business, No. 37" (*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 Ashley	Mr Kennett	Mr Perton	Mr Tanner
Mr Brown	Mr Leigh	Mr Pescott	Mrs Tehan
Mr Clark	Mr Lupton	Mrs Peulich	Mr Thompson
Mr Coleman	Mr McArthur	Mr Phillips	(<i>Sandringham</i>)
Mr Cooper	Mrs McGill	Mr Plowman	Mr Traynor
Dr Dean	Mr McGrath	(<i>Benambra</i>)	Mrs Wade
Mr Elder	(<i>Warrnambool</i>)	Mr Richardson	Mr Weideman
Mrs Elliott	Mr McLellan	Mr Rowe	Mr Wells
Mr Hayward	(<i>Frankston East</i>)	Mr Smith	
Mr Hyams	Mr Maclellan	(<i>Glen Waverley</i>)	
Mr Jasper	(<i>Pakenham</i>)	Mr Smith	<i>Tellers</i>
Mr Jenkins	Dr Napthine	(<i>Polwarth</i>)	Mr Doyle
Mr John	Mr Paterson	Mr Spry	Mrs Henderson

NOES, 19

Mr Andrianopoulos	Ms Garbutt	Mr Sercombe	
Mr Baker	Mr Haermeyer	Mr Sheehan	
Mr Batchelor	Mr Hamilton	Mr Thomson	
Dr Coghill	Ms Marple	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Mr Cole	Mr Micallief	Dr Vaughan	Mr Loney
Mr Cunningham	Mr Roper	Mrs Wilson	Mr Mildenhall

And so it was resolved in the affirmative.

Ordered - That the consideration of remaining business be postponed.

15 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at twenty-five minutes past Four o'clock, adjourned until Tuesday,
10 August 1993.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 45 and 46

No. 45 - Tuesday, 10 August 1993

- 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:
 - Property Tax** - Seeking that the proposed property tax not be imposed, bearing 2,293 signatures (*by Mr Traynor*)
 - Review of Funding Cuts to Kindergartens** - Seeking that the Government review the severity of funding cuts to kindergartens, bearing 1,213 signatures (*by Ms Garbutt*)
 - Proposed Funding Cuts and Structural Changes for Kindergartens** - Seeking that the Government not proceed with the proposed funding cuts and the recommended structural changes for kindergartens, bearing 2,756, 10,616 and 1,189 signatures (*by Ms Garbutt, Mrs Henderson and Mr Loney, respectively*)
 - Funding for Pre-Schools and Central Payment Scheme** - Seeking that the Government - (a) restore full funding to pre-schools; and (b) restore the central payment scheme for salaries, bearing 2,442 and 45 signatures (*by Ms Garbutt and Mr Loney, respectively*)
 - Re-introduction of Capital Punishment** - Seeking that legislation pertinent to the sentencing of persons convicted of the crime of murder be changed and that capital punishment be re-introduced as a sentencing option for the court, bearing 5,760 signatures (*by Mr Tanner*)
 - Funding for Pre-School Education** - Seeking that the House will stop any move to cut funding for pre-school education, bearing 21 signatures (*by Mr Smith, Glen Waverley*)
 - Belgrave South Primary School** - Seeking that urgent attention be given to increasing staffing and funding at the Belgrave South Primary School, bearing 286 signatures (*by Mr McArthur*)
 - Block System Funding for Kindergartens** - Seeking that funding for kindergartens remain on a block system and at the current level rather than the proposed per capita base, bearing 402 signatures (*by Mr Jasper*)
 - MARC Library Service and the MACC Art Service** - Seeking that the Mobile Area Resource Centre Library service and the Mobile Art Craft Centre service be retained under existing arrangements, bearing 321 and 144 signatures (*by Mr Maughan and Mr Steggall, respectively*)
 - Warrenbayne Primary School** - Seeking that the Warrenbayne Primary School remain open, bearing 564 signatures (*by Mr Kilgour*)

Maternal and Child Health Centres - Seeking that the essential service provided to Victorian families by the Maternal and Child Health centres be recognised and protected, bearing 3,181 signatures (*by Mr Paterson*)

Victoria University of Technology campus on Caloola site in Sunbury - Supporting the proposal put forward by the Shire of Bulla and the Sunbury and Macedon Ranges Region Post Secondary Education Forum to establish a Victoria University of Technology campus with a TAFE component on the Caloola site in Sunbury, bearing 297 signatures (*by Mr Finn*)

Rural Primary Schools - Seeking that the - (a) Balliang East; (b) Coimadai; (c) Glenmore; and (d) Werribee and Bacchus March District rural primary schools be maintained and supported, bearing 1,207, 342, 373 and 290 signatures respectively (*by Dr Coghill*)

Werribee Line Train Service - Seeking that the high standard of the Werribee line train services, particularly the afternoon peak services through the Loop, be restored, bearing 244 signatures (*by Dr Coghill*).

Severally ordered to lie on the Table.

4 **PETITIONS - PROPOSED FUNDING CUTS AND STRUCTURAL CHANGES FOR KINDERGARTENS** - Motion made and question - That the petitions presented by the Members for Bundoora, Geelong and Geelong North be taken into consideration tomorrow (*Mr Roper*) - put and agreed to.

5 **PETITION - BLOCK SYSTEM FUNDING FOR KINDERGARTENS** - Motion made and question - That the petition presented by the Member for Murray Valley be taken into consideration tomorrow (*Mr Roper*) - put and agreed to.

6 **SCRUTINY OF ACTS AND REGULATIONS COMMITTEE** - Mr Perton, Chairman, brought up a Report from the Scrutiny of Acts and Regulations Committee being the Alert Digest No. 12 of 1993 on the Land Titles Validation Bill, together with an Appendix, Submissions, Correspondence and Minutes of Evidence.

Ordered to lie on the Table and the Report and Appendix to be printed.

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

Local Government Act 1989 - Order in Council suspending all Councillors of the Shire of Strathfieldsaye and appointing an administrator, made on 20 July 1993

Murray Darling Basin Commission - Report for the year 1991-92

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

Bairnsdale (Shire) Planning Scheme - No. L18

Beechworth Planning Scheme - No. L23

Berwick Planning Scheme - Nos. L50, L55

Bright Planning Scheme - No. L32

Croydon Planning Scheme - No. L51

Dandenong Planning Scheme - Nos. L20, L23

Deakin Planning Scheme - No. L20

Echuca Planning Scheme - No. L17

Eltham Planning Scheme - No. L31 Part 1

Frankston Planning Scheme - No. L42

Greater Geelong Planning Scheme - Nos. L35, R27, RL13

Hastings Planning Scheme - No. L36 Part 3

Hawthorn Planning Scheme - No. L18
Heidelberg Planning Scheme - Nos. L44, L58
Kara Kara Planning Scheme - No. L3
Keilor Planning Scheme - Nos. L55, L57
Knox Planning Scheme - Nos. L50 Part 1, L55, L56, L57, L60
Lillydale Planning Scheme - No. L116
Melbourne Planning Scheme - Nos. L113, L121, L130
Nunawading Planning Scheme - No. L62
Omeo Planning Scheme - No. L3
Pakenham Planning Scheme - No. L77
Preston Planning Scheme - Nos. L28, L33
Richmond Planning Scheme - No. L19
Romsey Planning Scheme - No. L24
Shepparton Shire Planning Scheme - No. L55
Sherbrooke Planning Scheme - No. L73
South Melbourne Planning Scheme - No. L66
Strathfieldsaye Planning Scheme - No. L10
Upper Yarra Valley and Dandenong Ranges Region Planning Scheme -
No. R11
Whittlesea Planning Scheme - No. L78
Yackandandah Planning Scheme - No. L12

Prince Henry's Institute of Medical Research - Report for the year 1992

Statutory Rules under the following Acts:

Audit Act 1958 - S.R. No. 140

Construction Industry Long Service Leave Act 1983 - S.R. No. 139, together with
copies of the following documents as required by Section 32 of the
Interpretation of Legislation Act 1984 to accompany the Statutory Rule:

Australian Workers' Union Construction and Maintenance Award 1989

Building Construction Employees and Builders Labourers (Consolidated)
Award 1982

The Carpenters and Joiners Award, 1967

National Building and Construction Industry Award 1990

The Sprinkler Pipe Fitters' Award, 1975

Plumbing Trades (Southern States) Construction Agreement, 1979

Prefabricated Building (Off-site) Award, 1978

Electrical Contracting Industry Award 1992

The Engine Drivers and Firemen's (General) Award, 1968

Metal Industry (Engine Drivers' and Firemen's) Award 1984

Mobile Crane Hiring Award 1988

Metal Industry Award 1984 - Part I

National Metal and Engineering On-site Construction Industry Award 1989

Metal Trades Award 1952 - Part III - The Victorian Employers Federation

Transmission Line Construction in Victoria Agreement 1981 (as at 1 June
1993)

Corporations (Victoria) Act 1990 - S.R. No. 143

Drugs, Poisons and Controlled Substances Act 1981 - S.R. Nos. 136, 137

Freedom of Information Act 1982 - S.R. No. 130

Health Services Act 1988 - S.R. No. 138

Road Safety Act 1986 - S.R. Nos. 141, 144

Supreme Court Act 1986 - S.R. Nos. 142, 143.

- 8 **APPROPRIATION (1992-93) BILL - APPROPRIATION (PARLIAMENT 1992-93) BILL -**
Mr Speaker announced that he had, on 8 June 1993, presented to His Excellency the Governor the Appropriation (1992-93) Bill and the Appropriation (Parliament 1992-93) Bill to which His Excellency had been pleased to give the Royal Assent.
- 9 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR -** Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:
Land Titles Validation Bill
La Trobe University (Amendment) Bill
Unclaimed Moneys (Amendment) Bill.
- 10 **JURIES (AMENDMENT) BILL -** Mrs Wade obtained leave, with Mr Gude, to bring in a Bill "to amend the 'Juries Act 1967' and the 'County Court Act 1958' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 **LAND TITLES VALIDATION BILL - Declaration of Bill as Urgent - Limitation of debate -**
Mr Gude declared that this Bill was an urgent Bill and moved - That this Bill be considered an urgent Bill.
Mr Speaker having ascertained that twenty members approved of the proposed motion being put -
Question - That the Bill be considered an urgent Bill - put and agreed to.
Motion made and question proposed - That the time allotted for the remaining stages of the Bill be until 12.00 midnight this day (*Mr Gude*).
Amendment proposed - That the words "this day" be omitted with the view of inserting in place thereof the word "tomorrow" (*Mr Sercombe*) - and, after debate -
Question - That the words proposed to be omitted stand part of the question - put.
The House divided.

AYES, 55

Mr Ashley	Mr John	Dr Naphthine	Mr Steggall
Mr Bildstien	Mr Kennett	Mr Paterson	Mr Tanner
Mr Brown	Mr Kilgour	Mr Perton	Mrs Tehan
Mr Clark	Mr Leigh	Mr Pescott	Mr Traynor
Mr Coleman	Mr Lupton	Mrs Peulich	Mr Treasure
Mr Cooper	Mr McArthur	Mr Phillips	Mr Turner
Mr Davis	Mrs McGill	Mr Plowman	Mrs Wade
Dr Dean	Mr McGrath	(<i>Benambra</i>)	Mr Weideman
Mrs Elliott	(<i>Warrnambool</i>)	Mr Reynolds	Mr Wells
Mr Finn	Mr McGrath	Mr Richardson	
Mr Gude	(<i>Wimmera</i>)	Mr Rowe	
Mr Hayward	Mr McLellan	Mr Ryan	
Mr Heffernan	(<i>Frankston East</i>)	Mr Smith	
Mrs Henderson	Mr McNamara	(<i>Glen Waverley</i>)	<i>Tellers</i>
Mr Honeywood	Mr Maclellan	Mr Smith	Mr Doyle
Mr Hyams	(<i>Pakenham</i>)	(<i>Polwarth</i>)	Mr Thompson
Mr Jasper	Mr Maughan	Mr Spry	(<i>Sandringham</i>)

NOES, 24

Mr Andrianopoulos	Mr Hamilton	Mr Sandon	Dr Vaughan
Mr Baker	Mr Leighton	Mr Seitz	Mrs Wilson
Mr Batchelor	Mr Loney	Mr Sercombe	
Dr Coghill	Ms Marple	Mr Sheehan	
Mr Dollis	Mr Micallef	Mr Thomson	<i>Tellers</i>
Ms Garbutt	Mr Pandazopoulos	(<i>Pascoe Vale</i>)	Mr Cunningham
Mr Haermeyer	Mr Roper	Mr Thwaites	Mr Mildenhall

And so it was resolved in the affirmative.

Ordered - That the time allotted for the remaining stages of the Bill be until 12.00 midnight this day.

- 12 **LAND TITLES VALIDATION BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

Limitation of Debate - The time allotted for the remaining stages of the Bill having expired -

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

WEDNESDAY, 11 AUGUST 1993

Question - put.

The House divided.

AYES, 54

Mr Ashley	Mr Kennett	Dr Napthine	Mr Steggall
Mr Bildstien	Mr Kilgour	Mr Paterson	Mr Stockdale
Mr Brown	Mr Leigh	Mr Perton	Mr Tanner
Mr Clark	Mr Lupton	Mr Pescott	Mrs Tehan
Mr Coleman	Mr McArthur	Mr Phillips	Mr Thompson
Mr Cooper	Mrs McGill	Mr Plowman	(<i>Sandringham</i>)
Mr Davis	Mr McGrath	(<i>Benambra</i>)	Mr Traynor
Mr Doyle	(<i>Warrnambool</i>)	Mr Reynolds	Mr Treasure
Mrs Elliott	Mr McGrath	Mr Richardson	Mr Turner
Mr Gude	(<i>Wimmera</i>)	Mr Rowe	Mrs Wade
Mr Hayward	Mr McLellan	Mr Ryan	Mr Weideman
Mr Heffernan	(<i>Frankston East</i>)	Mr Smith	Mr Wells
Mrs Henderson	Mr McNamara	(<i>Glen Waverley</i>)	
Mr Honeywood	Mr Maclellan	Mr Smith	<i>Tellers</i>
Mr Hyams	(<i>Pakenham</i>)	(<i>Polwarth</i>)	Mr Finn
Mr Jasper	Mr Maughan	Mr Spry	Mrs Peulich

NOES, 24

Mr Andrianopoulos	Mr Hamilton	Mr Sandon	Dr Vaughan
Mr Baker	Mr Leighton	Mr Seitz	Mrs Wilson
Mr Batchelor	Mr Loney	Mr Sercombe	
Dr Coghill	Ms Marple	Mr Sheehan	
Mr Cunningham	Mr Micallef	Mr Thomson	<i>Tellers</i>
Mr Dollis	Mr Mildenhall	(<i>Pascoe Vale</i>)	Mr Haermeyer
Ms Garbutt	Mr Roper	Mr Thwaites	Mr Pandazopoulos

And so it was resolved in the affirmative.

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

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

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

14 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

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

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 46 - Wednesday, 11 August 1993

1 Mr Speaker took the Chair and read the Prayer.

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

Funding for Pre-Schools and Central Payment Scheme - Seeking that the Government - (a) restore full funding to pre-schools; and (b) restore the central payment scheme for salaries, bearing 175 and 4,213 signatures (*by Ms Garbutt and Mr Thomson, Pascoe Vale, respectively*)

Merger of Flemington Primary School, Debney Park Secondary College and English Language School - Seeking that the proposed merger of Flemington Primary School, Debney Park Secondary College and the English Language School within the grounds of Flemington Primary School be considered personally in detail by the relevant Minister and that the conclusions reached by the Minister be reported to Parliament, bearing 282 signatures (*by Mr Sandon*)

Proposed Funding Cuts and Structural Changes for Kindergartens - Seeking that the Government not proceed with the proposed funding cuts and the recommended structural changes for kindergartens, bearing 58 signatures (*by Mrs Henderson*)

Funding and Staffing for Community Rural Schools - Seeking that full funding and staffing be continued to community rural schools to enable them to deliver comprehensive educational curriculum and programs, bearing 960 signatures (*by Mr Treasure*)

Amendment of State Deficit Levy - Seeking that the House take action to amend the State Deficit Levy to ensure that it is based upon the individual's ability to pay, bearing 1,350 signatures (*by Mr Lupton*)

Funding for Kindergartens - Seeking that the current level of funding for kindergartens be maintained, bearing 909 signatures (*by Mr Finn*)

National and Child Health Centres - Seeking that the current level of service provided by National and Child Health Centres be maintained, bearing 737 signatures (*by Mr Finn*)

Sunday Trading - Seeking that there be no extension to Sunday Trading in Victoria, bearing 21 signatures (*by Mr Micallef*).

Severally ordered to lie on the Table.

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

Statutory Rules under the following Acts:

Conservation, Forests and Lands Act 1987 - S.R. No. 145

Fisheries Act 1968 - S.R. No. 147

Legal Profession Practice Act 1958 - S.R. No. 146.

- 4 **ADJOURNMENT MOTION - AMBULANCE SERVICE VICTORIA - RESPONSE TO EMERGENCY CALLS** - Mr Roper proposed the adjournment of the House for the purpose of discussing a definite matter of urgent public importance, namely -

"The public concern expressed in the past week at the failure of Ambulance Service Victoria to respond in an adequate manner to emergency calls."

Mr Speaker having ascertained that twelve members approved of the proposed discussion -

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

The House divided.

AYES, 24

Mr Baker
Mr Batchelor
Dr Coghill
Mr Cunningham
Mr Dollis
Ms Garbutt
Mr Haermeyer

Mr Hamilton
Mr Leighton
Mr Loney
Ms Marple
Mr Micallef
Mr Mildenhall
Mr Pandazopoulos

Mr Roper
Mr Sandon
Mr Seitz
Mr Sercombe
Mr Sheehan
Mr Thomson
(*Pascoe Vale*)

Dr Vaughan
Mrs Wilson

Tellers
Mr Andrianopoulos
Mr Thwaites

NOES, 52

Mr Ashley	Mr Jasper	Mr Perton	Mr Stockdale
Mr Bildstien	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Brown	Mr Leigh	Mrs Peulich	Mrs Tehan
Mr Clark	Mr Lupton	Mr Phillips	Mr Treasure
Mr Coleman	Mr McArthur	Mr Plowman	Mr Turner
Mr Cooper	Mrs McGill	(Benambra)	Mr Wade
Mr Davis	Mr McGrath	Mr Reynolds	Mr Weideman
Dr Dean	(Warrnambool)	Mr Richardson	Mr Wells
Mr Doyle	Mr McGrath	Mr Rowe	
Mrs Elliott	(Wimmera)	Mr Ryan	
Mr Finn	Mr McNamara	Mr Smith	
Mr Gude	Mr Maclellan	(Glen Waverley)	Tellers
Mr Hayward	(Pakenham)	Mr Smith	Mr McLellan
Mrs Henderson	Mr Maughan	(Polwarth)	(Frankston East)
Mr Honeywood	Dr Napthine	Mr Spry	Mr Traynor
Mr Hyams	Mr Paterson	Mr Steggall	

And so it passed in the negative.

- 5 **MINERAL RESOURCES DEVELOPMENT (AMENDMENT) BILL** - Mr Coleman obtained leave, with Mr Gude, to bring in a Bill "to amend the 'Mineral Resources Development Act 1990' and certain other Acts and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 6 **ECONOMIC FUTURE OF STATE** - Motion made and question proposed - That this House congratulates the Government for restoring public confidence in the economic future of this State and enabling Victorian business to become internationally competitive (*Mr Perton*).

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

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

- 8 **EVIDENCE (PROOF OF OFFENCES) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Wade*).

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

Ordered - That the debate be adjourned until Wednesday, 25 August 1993.

- 9 **SUMMARY OFFENCES (STOLEN CATTLE) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Wade*).

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

Ordered - That the debate be adjourned until Wednesday, 25 August 1993.

- 10 **ANNUAL LEAVE PAYMENTS (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, 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 Pescott*) - put.

The House divided.

AYES, 53

Mr Ashley	Mr Kilgour	Mr Pescott	Mr Thompson
Mr Bildstien	Mr Leigh	Mrs Peulich	(Sandringham)
Mr Brown	Mr Lupton	Mr Phillips	Mr Traynor
Mr Clark	Mrs McGill	Mr Plowman	Mr Treasure
Mr Coleman	Mr McGrath	(Benambra)	Mr Turner
Mr Cooper	(Warrnambool)	Mr Reynolds	Mrs Wade
Mr Davis	Mr McGrath	Mr Richardson	Mr Weideman
Dr Dean	(Wimmera)	Mr Rowe	Mr Wells
Mr Doyle	Mr McLellan	Mr Ryan	
Mr Finn	(Frankston East)	Mr Smith	
Mr Hayward	Mr McNamara	(Glen Waverley)	
Mr Heffernan	Mr Maclellan	Mr Smith	
Mrs Henderson	(Pakenham)	(Polwarth)	
Mr Honeywood	Mr Maughan	Mr Spry	
Mr Hyams	Dr Napthine	Mr Stockdale	Tellers
Mr Jasper	Mr Paterson	Mr Tanner	Mrs Elliott
Mr Kennett	Mr Perton	Mrs Tehan	Mr McArthur

NOES, 24

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Batchelor	Mr Leighton	Mr Seitz	
Dr Coghill	Mr Loney	Mr Sercombe	
Mr Cunningham	Mr Micallef	Mr Sheehan	Tellers
Mr Dollis	Mr Mildenhall	Mr Thomson	Ms Marple
Ms Garbutt	Mr Pandazopoulos	(Pascoe Vale)	Mr Thwaites

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

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

- 11 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until a day and hour to be fixed by Mr Speaker, which time of meeting shall be notified in writing to each Member of the House (*Mr Maclellan, Pakenham*) - put and agreed to.
- 12 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question proposed - That the consideration of remaining business be postponed (*Mr Maclellan, Pakenham*).

Amendment proposed - That all the words after "remaining" be omitted with the view of inserting in place thereof the expression "Orders of the Day, Government Business, and Orders of the Day, General Business, Nos. 1 to 8 inclusive, be postponed until after Order of the Day, General Business, No. 9" (*Mr Roper*) - and, after debate -

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

The House divided.

AYES, 52

Mr Ashley	Mr Kilgour	Mr Perton	Mr Tanner
Mr Bildstien	Mr Leigh	Mr Pescott	Mrs Tehan
Mr Brown	Mr Lupton	Mrs Peulich	Mr Thompson
Mr Clark	Mr McArthur	Mr Phillips	(Sandringham)
Mr Coleman	Mrs McGill	Mr Plowman	Mr Traynor
Mr Cooper	Mr McGrath	(Benambra)	Mr Treasure
Mr Davis	(Warrnambool)	Mr Reynolds	Mr Turner
Dr Dean	Mr McGrath	Mr Richardson	Mrs Wade
Mr Doyle	(Wimmera)	Mr Rowe	Mr Weideman
Mrs Elliott	Mr McLellan	Mr Ryan	Mr Wells
Mr Finn	(Frankston East)	Mr Smith	
Mr Hayward	Mr McNamara	(Glen Waverley)	
Mr Heffernan	Mr Maclellan	Mr Smith	<i>Tellers</i>
Mr Honeywood	(Pakenham)	(Polwarth)	Mrs Henderson
Mr Hyams	Mr Maughan	Mr Spry	Mr Paterson
Mr Jasper	Dr Napthine	Mr Stockdale	

NOES, 24

Mr Andrianopoulos	Mr Haermeyer	Mr Sandon	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Seitz	Mrs Wilson
Mr Batchelor	Mr Leighton	Mr Sercombe	
Dr Coghill	Ms Marple	Mr Sheehan	<i>Tellers</i>
Mr Cunningham	Mr Micallef	Mr Thomson	Mr Loney
Mr Dollis	Mr Pandazopoulos	(Pascoe Vale)	Mr Mildenhall
Ms Garbutt	Mr Roper	Mr Thwaites	

And so it was resolved in the affirmative.

Ordered - That the consideration of remaining business be postponed.

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

And the House, at fifty-eight minutes past Four o'clock, adjourned until a day and hour to be fixed by Mr Speaker, which time of meeting shall be notified in writing to each Member of the House.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

VOTES AND PROCEEDINGS

No. 47 and 48

No. 47 - Tuesday, 7 September 1993

- 1 The House met pursuant to the terms of the resolution of 11 August 1993, Mr Speaker having fixed this day at Two o'clock as the time of meeting - Mr Speaker took the Chair and read the prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
 - Winter Concessions for Gas and SEC** - Seeking that the House moves to retain the winter concessions for gas and SEC to allow time to adjust to the shock of the many recent increases, bearing 2,189 signatures (*by Mr Traynor*)
 - Drummond Primary School** - Seeking that the Drummond Primary School remain open and that staffing levels remain as at present, bearing 357 signatures (*by Mr Traynor*)
 - Proposed Funding Cuts and Structural Changes for Kindergartens** - Seeking that the Government not proceed with the proposed funding cuts and the recommended structural changes for kindergartens, bearing 473, 264, 231 and 122 signatures (*by Mr Spry, Mr Tanner, Mrs Elliott and Mr Baker, respectively*)
 - Nilma Primary School** - Seeking that Nilma Primary School be retained so that it may remain the hub of the local community and provide education for the district well into the future, bearing 279 signatures (*by Mr Tanner*)
 - Referendum on Capital Punishment** - Seeking that the Government allow a referendum on capital punishment and legislate according to the wishes of the majority, bearing 212 signatures (*by Mrs Wilson*)
 - Re-Introduction of Capital Punishment** - Seeking that the House will re-introduce capital punishment, bearing 155 signatures (*by Mrs Wilson*)
 - Syndal South Primary School** - Seeking that Syndal South Primary School be retained, bearing 830 signatures (*by Mr Smith, Glen Waverley*)
 - Funding and Staffing for Community Rural Schools** - Seeking that full funding and staffing be continued to community rural schools to enable them to deliver comprehensive educational curriculum and programs, bearing 541 signatures (*by Mr Ryan*)
 - Funding for Pre-Schools and Central Payment Scheme** - Seeking that the Government - (a) restore full funding to pre-schools; and (b) restore the central payment scheme for salaries, bearing 1,624 and 2,045 signatures (*by Mr Lupton and Mrs Elliott, respectively*)
 - Kilsyth East Primary School** - Seeking that Kilsyth East Primary School should not close at the end of 1993 as recommended by the Quality Provision Task Force, bearing 944 signatures (*by Mrs Elliott*)

Ballendella Primary School - Seeking that Ballendella Primary School remain open, bearing 361 signatures (*by Mr Maughan*)

Echuca West Primary School - Seeking that Echuca West Primary School remain open, bearing 475 signatures (*by Mr Maughan*)

Balliang East Primary School - Seeking that Balliang East Primary School be maintained and supported, bearing 115 signatures (*by Dr Coghill*)

Severally ordered to lie on the Table.

4 **PETITIONS - FUNDING FOR PRE-SCHOOLS AND CENTRAL PAYMENT SCHEME** - Motion made and question - That the petitions presented by the Members for Knox and Mooroolbark be taken into consideration tomorrow (*Mr Roper*) - put and agreed to.

5 **DARATECH PTY LTD** - Motion made, by leave, and question - That there be presented to this House a copy of the Report of Daratech Pty Ltd for the year 1991-92 (*Mr McGrath, Wimmera*) - put and agreed to.

6 **PAPER** - Mr McGrath (*Wimmera*) presented:

Daratech Pty Ltd - Report for the year 1991-92 - Return to the foregoing Order.

Ordered to lie on the Table.

7 **PAPERS** -

Mr Speaker presented:

BLF (De-recognition) Act 1985 - Twenty-fourth Report of the Custodian

Ordered to lie on the Table and to be printed.

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

Annual Reporting Act 1983 - Report from the Minister for Tertiary Education and Training of the failure of certain colleges of TAFE to submit their 1992 annual reports

Batman Automotive College of TAFE - Report for the year 1992

Border Groundwaters Agreement Review Committee - Report for the year 1991-92

Box Hill College of TAFE - Report for the year 1992

Building Control Act 1981 - Building Code of Australia 1990, as amended by Amendment No. 5, together with copies of the following documents as required by section 32 of the Interpretation of Legislation Act 1984, to accompany the amendment of the Code:

AS 1428.1 - 1993 - Design for access and mobility - Part 1: General requirements for access - buildings (replaces AS 1428.1 - 1988)

AS 1538 - 1988 - Cold-formed Steel Structures Code (replaces AS 1538 - 1974)

AS 1562.1 - 1992 - Design and installation of sheet roof and wall cladding - Part 1: Metal (replaces AS 1562 - 1980)

AS 1668.2 - 1991 - The use of mechanical ventilation and air-conditioning in buildings - Part 2: Mechanical ventilation for acceptable indoor-air quality (replaces AS 1668.2 - 1980)

AS 1680.1 - 1990 - Interior lighting - Part 1: General principles and recommendations (new reference)

AS 1680.2.0 - 1990 - Interior lighting - Part 2.0.: Recommendations for specific tasks and interiors (as amended) (new reference)

- AS 1684 - 1992 - National Timber Framing Code (replaces AS 1684 - 1979)
- AS 1860 - 1991 - Installation of particleboard flooring (replaces AS 1860 - 1976)
- AS 2049 - 1992 - Roof tiles (replaces AS 1757 - 1989 and AS 2049 - 1989)
- AS 2867 - 1986 - Farm structures - General requirements for structural design (new reference)
- AS 3700/Amendment 3 1992 - Amendment to SAA Masonry Code
- AS 4055 - 1992 - Wind loads for housing (new reference)
- ASTM D 3018 - 90 - Standard Specification for Class A asphalt shingles surfaced with mineral granules (new reference)
- Timber Framing Manual - 1993 (replaces Timber Framing Manual 1980)
- Timber Framing Manual Supplementary Tables - 1992 (replaces Supplementary Tables 1988)
- Central Gippsland College of TAFE - Report for the year 1992 (two papers)
- East Gippsland Community College of TAFE - Report for the year 1992
- Flora and Fauna Guarantee Act 1988 - Order in Council adding items to Schedule 2 - List of Taxa and Communities of Flora or Fauna which are threatened
- Frankston College of TAFE - Report for the year 1992
- Gordon Technical College - Report for the year 1992
- Goulburn Valley College of TAFE - Report for the year 1992
- Holmesglen College of TAFE - Report for the year 1992
- Infertility (Medical Procedures) Act 1984 - Report by the Secretary, Department of Health and Community Services to the Minister for Health pursuant to s.22(4)
- Medical Board of Victoria - Report for the year 1991-92
- Melbourne College of Textiles - Report for the year 1992
- Moorabbin College of TAFE - Report for the year 1992
- Northern Metropolitan College of TAFE - Report for the year 1992
- Outer Eastern College of TAFE - Report for the year 1992
- Parliamentary Officers Act 1975 -
 - Statement of Appointments and Alteration of Classification during the year 1992-93 in the -
 - Department of the Legislative Council
 - Department of the Legislative Assembly
 - Department of the House Committee
 - Department of the Reporting Staff of the Victorian Parliamentary Debates
 - Statement of Persons Temporarily Employed during the year 1992-93 in the -
 - Department of the Legislative Council
 - Department of the Legislative Assembly
 - Department of the House Committee
 - Department of the Reporting Staff of the Victorian Parliamentary Debates
- Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:
 - Altona Planning Scheme - No. L34
 - Bacchus Marsh Planning Scheme - Nos. L32, L33 Part 1
 - Bairnsdale (Shire) Planning Scheme - No. L34
 - Bass Planning Scheme - Nos. L22, L29
 - Bendigo Planning Scheme - No. L31
 - Berwick Planning Scheme - No. L51 Part 2
 - Bulla Planning Scheme - No. L72

Buninyong Planning Scheme - No. L17
 Chiltern Planning Scheme - No. L18
 Collingwood Planning Scheme - No. L14
 Cranbourne Planning Scheme - No. L86
 Croydon Planning Scheme - No. L56
 Dandenong Planning Scheme - Nos. L16, L24
 Doncaster and Templestowe Planning Scheme - No. L64
 Flinders Planning Scheme - No. L113
 Frankston Planning Scheme - No. L41
 Greater Geelong Planning Scheme - Nos. R20, RL22
 Marong Planning Scheme - No. L34
 Melbourne Planning Scheme - No. L107 Part 1
 Melton Planning Scheme - No. L20 Part 1
 Mildura Shire Planning Scheme - No. L24
 Mornington Planning Scheme - No. L38
 Newham and Woodend Planning Scheme - No. L26
 Pakenham Planning Scheme - No. L80
 Prahran Planning Scheme - No. L34
 South Melbourne Planning Scheme - No. L25
 Springvale Planning Scheme - No. L43
 Sunshine Planning Scheme - Nos. L57, L60
 Traralgon (Shire) Planning Scheme - No. L43
 Warrnambool City Planning Scheme - No. L4 Part 2
 Whittlesea Planning Scheme - No. L90
 Wodonga Planning Scheme - No. L53

Richmond College of TAFE - Report for the year 1992

Statutory Rules under the following Acts:

Accident Compensation Act 1985 - S.R. No. 166
 Accident Compensation (WorkCover Insurance) Act 1993 - S.R. No. 166
 Building Control Act 1981 - S.R. No. 159
 Drugs, Poisons and Controlled Substances Act 1981 - S.R. No. 162
 Fisheries Act 1968 - S.R. No. 164
 Gas and Fuel Corporation Act 1958 - S.R. No. 150
 Health Act 1958 - S.R. No. 161
 Health Services Act 1988 - S.R. Nos. 160, 163
 Lifts and Cranes Act 1967 - S.R. No. 152
 Local Government Act 1989 - S.R. No. 153
 Lotteries, Gaming and Betting Act 1966 - S.R. No. 151
 Magistrates' Court Act 1989 - S.R. No. 149
 Police Regulation Act 1958 - S.R. No. 165
 Port of Melbourne Authority Act 1958 - S.R. No. 155
 Public Sector Management Act 1992 - S.R. Nos. 154, 157
 Registration of Births, Deaths and Marriages Act 1959 - S.R. No. 156
 Road Safety Act 1986 - S.R. No. 158
 Sentencing Act 1991 - S.R. No. 149
 Vegetation and Vine Diseases Act 1958 - S.R. No. 148

Wangaratta College of TAFE - Report for the year 1992

Western Metropolitan College of TAFE - Report for the year 1992

William Angliss College of TAFE - Report for the year 1992

Wimmera Community College of TAFE - Report for the year 1992.

The following proclamations fixing operative dates were laid upon the Table by the Clerk pursuant to an Order of the House dated 27 October 1992:

Local Government (General Amendment) Act 1993 - Sections 23 and 25 on 2 September 1993 (*Gazette No. G34, 2 September 1993*)

Police Regulation (Discipline) Act 1993 - Remaining sections on 26 August 1993 (*Gazette No. G33, 26 August 1993*)

Sentencing (Amendment) Act 1993 - Remaining provisions that have not already come into operation (except sections 13 and 15) on 15 August 1993. Sections 13 and 15 on 1 November 1993 (*Gazette No. G31, 12 August 1993*).

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

Land Titles Validation Bill

Annual Leave Payments (Amendment) Bill.

9 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - ASSENT TO BILLS - Informing the Assembly that he had, on 17 August 1993, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:

Annual Leave Payments (Amendment) Bill

Land Titles Validation Bill.

10 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Appropriation (1993-94, No. 1) Bill, and transmitting Estimates of Expenditure requiring annual appropriation in the financial year 1993-94 for recurrent services and for certain works and purposes.

Estimates ordered to lie on the Table.

11 APPROPRIATION (1993-94, No. 1) BILL - Mr Stockdale, pursuant to Standing Order No. 169(a), obtained leave, with Mr Kennett, to bring in a Bill "*to appropriate certain sums out of the Consolidated Fund for the purpose of recurrent and works and services expenditure for the financial year 1993-94 and to appropriate the supplies granted under the Supply (1993-94, No. 1) Act 1993' and 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 Stockdale*).

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

Ordered - That the debate be adjourned until Tuesday, 21 September 1993.

- 12 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Appropriation (Parliament 1993-94, No. 1) Bill, and transmitting Estimates of Expenditure requiring annual appropriation in the financial year 1993-94 for recurrent services and for certain works and purposes.
- Estimates ordered to lie on the Table.
- 13 **APPROPRIATION (PARLIAMENT 1993-94, No. 1) BILL** - Mr Stockdale, pursuant to Standing Order No. 169(a), obtained leave, with Mr Kennett, to bring in a Bill "to appropriate certain sums out of the Consolidated Fund for the purpose of recurrent and works and services expenditure in relation to the Parliament for the financial year 1993-94 and to appropriate the supplies granted under the 'Supply (Parliament 1993-94, No. 1) Act 1993' 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 Stockdale*).
- Motion made and question - That the debate be now adjourned (*Mr Roper*) - put and agreed to.
- Ordered - That the debate be adjourned until Tuesday, 21 September 1993.
- 14 **MINERAL RESOURCES DEVELOPMENT (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Plowman, Evelyn*).
- Motion made and question - That the debate be now adjourned (*Mr Thomson, Pascoe Vale*) - put and agreed to.
- Ordered - That the debate be adjourned until Tuesday, 21 September 1993.
- 15 **POSTPONEMENT OF ORDER OF THE DAY** - Ordered - That the consideration of Order of the Day, Government Business, No 2, be postponed until later this day.
- 16 **LA TROBE UNIVERSITY (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; read a third time.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 17 **WATER (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time.
- Ordered - To be committed later this day.
- Motion made and question - That it be an instruction to the Committee that they have power to consider New Clauses allowing for the payment of any fees imposed under a tariff to an Authority to be paid by instalments under certain conditions and for the consequential amendment of the provisions for payment of interest on unpaid money (*Mr Coleman*) - put and agreed to.
- Bill committed; considered in Committee and reported with amendments; as amended, considered and amendments agreed to; read a third time.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 18 **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.
- 19 **EVIDENCE (PROOF OF OFFENCES) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 20 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Gude*) - put and agreed to.
- 21 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
And the House, at Nine o'clock, adjourned until tomorrow.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 48 - Wednesday, 8 September 1993

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
 - Funding for Pre-Schools and Central Payment Scheme** - Seeking that the Government - (a) restore full funding to pre-schools; and (b) restore the central payment scheme for salaries, bearing 7,011 signatures (*by Ms Garbutt*)
 - Funding for School Crossing Supervisors** - Seeking that adequate funding be immediately restored to Local Government so that School Crossing Supervisors can be retained to protect the lives of children, bearing 298 signatures (*by Ms Garbutt*)
 - Review of Psychiatric Hospitals and Community Services Report** - Seeking that the recommendations in the report "A Review of Psychiatric Hospitals and Community Services" by Mr Maxwell Jackson be opened to public scrutiny and debate, bearing 20 signatures (*by Ms Garbutt*)
 - Protection for Transport Accident Victims** - Seeking that legislation be enacted which will protect all transport accident victims and their families, bearing 21 signatures (*by Ms Garbutt*)
 - Funding for Family Planning Services** - Seeking that the House take all necessary steps to maintain and expand funding for family planning services throughout the State, bearing 38 signatures (*by Ms Garbutt*)
 - Pre-School Funding and Central Payment Scheme** - Seeking that the proposals to - (a) reduce funding to the pre-school sector of \$5 million; (b) abolish the central payment system; and (c) move from salary subsidy to a contribution of \$800 per eligible child, be withdrawn and that they not be re-introduced for a period of not less than five years, bearing 267 signatures (*by Ms Garbutt*)

- Funding for Maternal and Child Health Services** - Seeking that the House take all necessary steps to ensure that the proposal to limit funding for Maternal and Child Health Services to 10 standard visits does not proceed, bearing 59 signatures *(by Ms Garbutt)*
- Review of Funding Cuts to Kindergartens** - Seeking that the Government review the severity of funding cuts to kindergartens, bearing 501 signatures *(by Ms Garbutt)*
- Neighbourhood Houses** - Seeking that the House take all necessary steps to ensure that the Minister for Community Services honours his promise to "strengthen neighbourhood houses" and "to ensure that the services offered were available to the widest number of people", bearing 91 signatures *(by Ms Garbutt)*
- Budget Cuts in Victorian State Education** - Seeking that the House reconsider current policy regarding Budget Cuts in Victorian State Education, and in particular, the effects that policy is having on Watsonia North Primary School, bearing 109 signatures *(by Ms Garbutt)*
- Proposed Funding Cuts and Structural Changes for Kindergartens** - Seeking that the Government not proceed with the proposed funding cuts and the recommended structural changes for kindergartens, bearing 144, 127 and 520 signatures *(by Ms Garbutt, Mr Tanner and Mr Micallef, respectively)*
- State Deficit Levy** - Seeking that the House immediately withdraw the State Deficit Levy, bearing 74 and 16 signatures *(by Ms Garbutt and Mr Micallef, respectively)*
- Goorambat Primary School** - Seeking that the Goorambat Primary School remain open, bearing 210 signatures *(by Mr Sandon)*
- Moorabbin Heights Primary School** - Seeking that the Moorabbin Heights Primary School remain open, bearing 2,504 signatures *(by Dr Vaughan)*
- Government Schools** - Seeking that the Minister for Education - (a) provide increased funding to all Government Schools; (b) guarantee genuine participation of parents, teachers and students in the decision-making process; (c) guarantee access for all children to a neighbourhood Government school; (d) provide a replacement teacher for all teaching staff of Government schools, when necessary; (e) provide access for all teachers to in-service programs; and (f) ensure children in Government schools have access to qualified teachers, bearing 1,961 signatures *(by Mr Sandon)*
- State Education System** - Seeking that the Minister for Education - (a) abandon the quality provision process which is having serious detrimental effects on communities and is threatening the basis of our State Education System; (b) reject staffing proposals which reduce teacher numbers to unacceptable levels; and (c) guarantee the future of all Government schools choosing to remain in their present form, bearing 1,683 signatures *(by Mr Tanner)*
- Studfield East Primary School** - Seeking that Studfield East Primary School be permitted to continue to provide high quality education for its students, and community access to its grounds and facilities, bearing 853 signatures *(by Mr Lupton)*
- Human Life Experimentation** - Seeking that legislation be enacted to prohibit harmful and destructive experimentation on human life, bearing 148 signatures *(by Mr Doyle)*
- Roadworks - Bungower Road and Frankston-Flinders Road** - Seeking that consideration be given to roadworks at the intersection of Bungower Road and Frankston-Flinders Road and that the speed limit be reduced to 80 km/hr in the interim, bearing 243 signatures *(by Mr Cooper)*

MARC Library Service - Seeking that the Mobile Area Resource Centre library service be retained under existing arrangements, bearing 144 and 355 signatures (by Mr Bildstien and Mr Kilgour, respectively)

Review of Funding Cuts to Pre-Schools - Seeking that the House review funding cuts to pre-schools, bearing 1,350 signatures (by Mr Maughan)

Institute of Educational Administration - Seeking that the Institute of Educational Administration continues to provide high quality residential training programs and other activities to improve the administrative ability of certain persons in accordance with the *Institute of Educational Administration Act 1980*, bearing 46 signatures (by Mr Kilgour)

Pine Lodge Primary School - Seeking that Pine Lodge Primary School remain open, bearing 479 signatures (by Mr Kilgour)

Dookie Primary School - Seeking that Dookie Primary School remain open, bearing 365 signatures (by Mr Kilgour)

Sunday Training - Seeking that there be no extension to Sunday Trading in Victoria, bearing 8 signatures (by Mr Micallef)

Rebate on Electricity Charges - Seeking that a rebate on electricity charges be given to low income earners, bearing 1,059 signatures (by Dr Coghill).

Severally ordered to lie on the Table.

- 3 **PETITION - REVIEW OF FUNDING CUTS TO PRE-SCHOOLS** - Motion made and question - That the petition presented by the Member for Rodney be taken into consideration tomorrow (Mr Roper) - put and agreed to.
- 4 **REVISED STANDING ORDERS AS PROPOSED BY THE GOVERNMENT** - Motion made, by leave, and question - That there be presented to this House a copy of the Revised Standing Orders as proposed by the Government in response to the Final Report of the Standing Orders Committee upon a General Revision of the Standing Orders tabled on 19 March 1992 (Mr Gude) - put and agreed to.
- 5 **PAPER** - Mr Gude presented:
 - Revised Standing Orders as proposed by the Government - Return to the foregoing Order
 Ordered to lie on the Table.
 Motion made and question - That the Revised Standing Orders as proposed by the Government be taken into consideration on Tuesday, 14 September 1993.
- 6 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Parliamentary Officers Act 1975 -
 - Statement of Persons Temporarily Employed during the year 1992-93 in the - Department of the Parliament Library
 - Statutory Rules under the following Acts:
 - Lifts and Cranes Act 1967 - S.R. Nos. 167, 168
 - Scaffolding Act 1971 - S.R. Nos. 169, 170, 171.
- 7 **GRIEVANCE DAY** - Motion made, by leave, and question - That for the purposes of Sessional Order No. 4(1), Wednesday, 15 September 1993 be appointed a day upon

which the question "That grievances be noted" shall be put (*Mr Gude*) - put, after debate, and agreed to.

- 8 **PETROLEUM (SUBMERGED LANDS) (AMENDMENT) BILL** - *Mr Plowman (Evelyn)* obtained leave, with *Mr Gude*, to bring in a Bill "to amend the 'Petroleum (Submerged Lands) Act 1982' to reflect amendments made to the corresponding Commonwealth legislation and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 **INITIATIVES FOR A SAFE COMMUNITY** - Motion made and question proposed - That this House commends the newly elected Government on its early initiative to curb the increase in lawlessness which was permitted to continue during the previous Government's ten year term and the wide range of measures which the Coalition Government will be introducing to make Victoria a safe community (*Mr Smith, Glen Waverley*) - and, after debate.

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

- 9 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 10 **UNCLAIMED MONEYS (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.
- Amendment proposed - That all the words after "That" be omitted with the view of inserting in place thereof the words "this Bill be withdrawn and redrafted to exempt municipal councils from the application of the 'Unclaimed Moneys Act 1962'." (*Mr Baker*) - and, after debate -

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

The House divided.

AYES, 56

Mr Ashley	Mr Jasper	Mr Paterson	Mr Steggall
Mr Bildstien	Mr Jenkins	Mr Perrin	Mr Tanner
Mr Brown	Mr John	Mr Perton	Mrs Tehan
Mr Clark	Mr Kennett	Mr Pescott	Mr Thompson
Mr Coleman	Mr Kilgour	Mrs Peulich	(<i>Sandringham</i>)
Mr Cooper	Mr Leigh	Mr Phillips	Mr Traynor
Dr Dean	Mr Lupton	Mr Plowman	Mr Treasure
Mr Doyle	Mrs McGill	(<i>Benambra</i>)	Mr Turner
Mr Elder	Mr McGrath	Mr Reynolds	Mr Weideman
Mrs Elliott	(<i>Wimmera</i>)	Mr Richardson	Mr Wells
Mr Finn	Mr McLellan	Mr Rowe	
Mr Gude	(<i>Frankston East</i>)	Mr Ryan	
Mr Hayward	Mr McNamara	Mr Smith	
Mr Heffernan	Mr Maclellan	(<i>Glen Waverley</i>)	
Mrs Henderson	(<i>Pakenham</i>)	Mr Smith	<i>Tellers</i>
Mr Honeywood	Mr Maughan	(<i>Polwarth</i>)	Mr Davis
Mr Hyams	Dr Napthine	Mr Spry	Mr McArthur

NOES, 26

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Mrs Wilson
Mr Baker	Mr Hamilton	Mr Sandon	
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Cunningham	Ms Marple	Mr Thomson	<i>Tellers</i>
Mr Dollis	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Pandazopoulos
Ms Garbutt	Mr Mildenhall	Dr Vaughan	Mr Thwaites

And so it was resolved in the affirmative.

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

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

- 11 **SUMMARY OFFENCES (STOLEN CATTLE) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.

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

- 12 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until Tuesday, 14 September 1993 (*Mr Gude*) - after debate, put.

The House divided.

AYES, 57

Mr Ashley	Mr Jasper	Mr Paterson	Mr Tanner
Mr Bildstien	Mr Jenkins	Mr Perrin	Mrs Tehan
Mr Brown	Mr John	Mr Perton	Mr Thompson
Mr Clark	Mr Kennett	Mr Pescott	(<i>Sandringham</i>)
Mr Coleman	Mr Kilgour	Mrs Peulich	Mr Traynor
Mr Cooper	Mr Leigh	Mr Phillips	Mr Treasure
Mr Davis	Mr Lupton	Mr Plowman	Mr Turner
Dr Dean	Mr McArthur	(<i>Benambra</i>)	Mr Weideman
Mr Doyle	Mrs McGill	Mr Reynolds	
Mr Elder	Mr McGrath	Mr Richardson	
Mrs Elliott	(<i>Wimmera</i>)	Mr Rowe	
Mr Finn	Mr McLellan	Mr Ryan	
Mr Gude	(<i>Frankston East</i>)	Mr Smith	
Mr Hayward	Mr McNamara	(<i>Glen Waverley</i>)	
Mr Heffernan	Mr Maclellan	Mr Smith	
Mrs Henderson	(<i>Pakenham</i>)	(<i>Polwarth</i>)	<i>Tellers</i>
Mr Honeywood	Mr Maughan	Mr Steggall	Mr Spry
Mr Hyams	Dr Napthine	Mr Stockdale	Mr Wells

NOES, 26

Mr Andrianopoulos	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Baker	Ms Kirner	Mr Seitz	
Mr Batchelor	Mr Leighton	Mr Sercombe	
Dr Coghill	Ms Marple	Mr Sheehan	
Mr Cole	Mr Micallef	Mr Thomson	
Mr Cunningham	Mr Mildenhall	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Mr Dollis	Mr Pandazopoulos	Mr Thwaites	Mr Haermeyer
Ms Garbutt	Mr Roper	Dr Vaughan	Mr Loney

And so it was resolved in the affirmative.

- 13 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Gude*) - put and agreed to.
- 14 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
And the House, at fifty-six minutes past Five o'clock, adjourned until Tuesday, 14 September 1993.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

No. 49, 50 and 51

No. 49 - Tuesday, 14 September 1993

- 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:

Re-introduction of Capital Punishment - Seeking that the House will re-introduce capital punishment, bearing 216 signatures (*by Mr Cooper*)

Hughesdale Primary School - Seeking that Hughesdale Primary School remain open and continue to be an asset to the community, bearing 734 signatures (*by Mrs McGill*)

Currawa Primary School - Seeking that Currawa Primary School remain open, bearing 763 signatures (*by Mr Kilgour*)

Proposed Funding Cuts to Pre-Schools - Seeking that the Government not proceed with the proposed funding cuts to pre-schools, bearing 451 signatures (*by Mr Kilgour*)

Funding for Kindergartens - Seeking that the Government restore full funding to kindergartens in 1994, bearing 89 signatures (*by Mr Baker*)

Glengala Park Primary, Glengala Primary and Sunshine Special Development Schools - Seeking that there will be no merger or closure of Glengala Park Primary, Glengala Primary and Sunshine Special Development Schools, bearing 4,589 signatures (*by Mr Baker*).

Severally ordered to lie on the Table.

- 4 **SCRUTINY OF ACTS AND REGULATIONS COMMITTEE** - Mr Perton, Chairman, brought up a Report from the Scrutiny of Acts and Regulations Committee being the Alert Digest No. 13 of 1993 on the Credit (Administration) (Amendment) Bill, together with an Appendix.

Ordered to lie on the Table and the Report and Appendix be printed.

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

Crown Land (Reserves) Act 1978 - Order pursuant to Section 17D giving approval to granting of lease

Flagstaff College of TAFE - Report for the year 1992, together with a communication from the Minister for Tertiary Education and Training of the reasons for delay in tabling

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

Beechworth Planning Scheme - No. L20
 Brunswick Planning Scheme - Nos. L29, L37
 Dandenong Planning Scheme - No. L26
 Doncaster and Templestowe Planning Scheme - No. L49
 Gisborne Planning Scheme - No. L21 Part 2
 Prahran Planning Scheme - No. L35
 Rochester Planning Scheme - No. L7
 Romsey Planning Scheme - No. L22
 South Melbourne Planning Scheme - Nos. L56, L71
 Swan Hill City Planning Scheme - No. L12
 Tambo Planning Scheme - No. L58
 Traralgon (City) Planning Scheme - No. L45
 Upper Yarra Planning Scheme - No. L30

Retail Tenancies Act 1986 - Report of the Working Party to the Minister for Small Business on the Review of the Act, 30 April 1993

Victorian Broiler Industry Negotiation Committee - Report for the year 1992-93.

The following proclamation fixing an operative date was laid upon the Table by the Clerk pursuant to an Order of the House dated 27 October 1992:

Local Government (Financial) Act 1992 - Section 3 on 1 October 1993 (*Gazette No. G35, 9 September 1993*).

- 6 **PUBLIC SECTOR MANAGEMENT (AMENDMENT) BILL** - Mr Kennett obtained leave, with Mr McNamara, to bring in a Bill "*to amend the 'Public Sector Management Act 1992' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 **LAND (FURTHER AMENDMENT) BILL** - Mr Smith, (*Polwarth*) obtained leave, with Mr McNamara, to bring in a Bill "*to amend the 'Land Act 1958' and the 'Subdivision Act 1988' to make further provision for the alienation of Crown land, and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 **PROBATE DUTY (AMENDMENT) BILL** - Mr Stockdale obtained leave, with Mr McNamara, to bring in a Bill "*to repeal section 14 of 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.
- 9 **RURAL FINANCE (VEDC ABOLITION) BILL** - Mr Stockdale obtained leave, with Mr Kennett, to bring in a Bill "*to amend the 'Rural Finance Act 1988' and to repeal the 'Victorian Economic Development Corporation Act 1981' and to make consequential amendments to certain Acts and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 **BORROWING AND INVESTMENT POWERS (AMENDMENT) BILL** - Mr Stockdale obtained leave, with Mr Kennett, to bring in a Bill "*to amend the 'Borrowing and Investment Powers Act 1987' and make consequential amendments to certain other Acts and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 **ADULT, COMMUNITY AND FURTHER EDUCATION (EMPLOYMENT) BILL** - Mr Hayward obtained leave, with Mr Gude, to bring in a Bill "*to provide for the employment of staff by Regional Councils of Adult, Community and Further Education, to amend the 'Adult, Community and Further Education Act 1991' and for*

other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 12 **RACING (FURTHER AMENDMENT) BILL** - Mr Reynolds obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Racing Act 1958' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 13 **ROAD SAFETY (AMENDMENT) BILL** - Mr Brown obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Road Safety Act 1986' and the 'Marine Act 1988' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 14 **HEALTH (AMENDMENT) BILL** - Mrs Tehan obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Health Act 1958' and the 'Health and Community Services (General Amendment) Act 1993' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 15 **PHYSIOTHERAPISTS (AMENDMENT) BILL** - Mrs Tehan obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Physiotherapists Act 1978' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 16 **TOBACCO (AMENDMENT) BILL** - Mrs Tehan obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Tobacco Act 1987' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 17 **SESSIONAL ORDERS - GOVERNMENT BUSINESS PROGRAMMING COMMITTEE** - Motion made and question proposed - That the Sessional Orders be amended by inserting the following paragraph after paragraph 5:
- "6.(1) Standing Orders shall be suspended to allow for the programming of Government Business and the following procedures.
- (2) Before the House meets for business in any week, the Leader of the House and the Deputy Leader of the Opposition (or their nominees) may meet as a Government Business Programming Committee with a view to reaching agreement on the manner in which the House is to deal with Government Business of the week.
 - (3) On the first day of the sitting week the Leader of the House or his nominee before the calling on of Government Business may move without leave a motion setting a date and time by which consideration of specified Bills or items of business have to be completed in that sitting week. Debate thereon shall not exceed thirty minutes and, in speaking thereon no Member shall exceed five minutes.
 - (4) At a change of business and without leave, the Leader of the House or his nominee may move a motion to amend the resolution under sub-paragraph (3). Debate thereon shall not exceed thirty minutes and, in speaking thereon no Member shall exceed five minutes. Any change to the programme cannot come into operation until one hour after the motion is agreed to.
 - (5) Amendments to be proposed in Committee of the Whole to a specified Bill may be circulated in the House during the debate on the question "That this Bill be now read a second time" after an announcement and request of a Minister or a Member (without leave but not when another Member is speaking) foreshadowing such amendments: Provided that these amendments are circulated two hours before the expiration of the completion

time set under sub-paragraph (3). Such announcement and request shall not be debated.

- (6) On the expiration of the completion time set under sub-paragraph (3) the Chair shall put forthwith the question on any amendment or motion already proposed from the Chair for the purpose of bringing to a conclusion any proceedings on a motion or a Bill and -
- (a) in the case of the consideration of any Bill in Committee of the Whole or on any of the remaining stages at that time, the Chair shall put any clauses and schedules and any amendment and new clauses and schedules desired by the Government - copies of which have been circulated in the House pursuant to sub-paragraph (5) - and any other question required to dispose of the Bill (as the case may be) before the Committee of the Whole or the House. (No other amendments, new clauses or schedules shall be proposed); and
 - (b) in the case of each remaining specified Bill or item of Government Business, Mr Speaker shall -
 - (i) in the case of a Bill, put in a combined question, as required, the questions necessary for the passage of the Bill through the House and transmission to the Legislative Council, the Committee stage being dispensed with; and
 - (ii) in the case of a Bill that requires the second reading and third reading to be passed with an absolute majority of the whole number of the Members of the Legislative Assembly, the questions necessary for the passage of the Bill through the House and transmission to the Legislative Council, shall be put separately, the Committee stage being dispensed with; and
 - (iii) in the case of a remaining item of business other than a Bill put a combined question (if required) which brings to a conclusion the proceedings.
- (7) Standing and/or Sessional Orders relating to closure of debate or guillotine shall not apply to any proceedings in respect of a specified Bill or item of business." (*Mr Gude*).

Amendment proposed - That all the words after "That" be omitted with the view of inserting in place thereof the words "the proposed new Sessional Order together with the issue of matters of public importance and private members business be referred to the Standing Orders Committee for inquiry and report by 31 October 1993" (*Mr Roper*) - and, after debate.

*Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders.*

18 **ADJOURNMENT** - Question - That the House do now adjourn - proposed and Mr Speaker left the Chair at Ten o'clock.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 50 - Wednesday, 15 September 1993

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
 - Fairlea Prison** - Seeking that Fairlea Prison should remain as a 'major' prison for women in Victoria, bearing 5,086 signatures (*by Mr Sercombe*)
 - Cuts to Education Budget** - Seeking that the Government consult and listen to the community and end the cuts to the education budget, bearing 455 signatures (*by Mr Thwaites*)
 - Consultation re School Closures** - Seeking that the House pass the proposed Private Members Bill "School Closures for Consultation with School Committees" with all haste, bearing 171 signatures (*by Mr Thwaites*)
 - Funding for Pre-Schools and Central Payment Scheme** - Seeking that the Government - (a) restore full funding to pre-schools; and (b) restore the central payment scheme for salaries, bearing 412 and 266 signatures (*by Mr Thwaites and Ms Garbutt, respectively*)
 - Municipal Amalgamation or Restructure** - Seeking that the Government not proceed with forced municipal amalgamation or restructure against the majority wishes of the residents affected as expressed by a poll binding on all parties, bearing 517 signatures (*by Mr Jenkins*)
 - Education - Quality and Resources** - Seeking that the Minister for Education - (a) halt the current attack on small schools in Victoria; (b) protect and extend the quality of education already provided in Victorian schools; and (c) maintain and improve existing resources and facilities at Victorian State Schools, bearing 931 signatures (*by Mr Turner*)
 - Mitiamo Primary School** - Seeking that Mitiamo Primary School remain open, bearing 128 signatures (*by Mr Turner*)
 - Proposed Funding Cuts to Pre-Schools** - Seeking that the Minister for Community Services not proceed with the proposed funding cuts to pre-schools, bearing 511 signatures (*by Mr Turner*)
 - Pre-School Funding and Central Payment Scheme** - Seeking that - (a) there be no reduction in the level of funding subsidy currently provided for the operation of Victorian pre-school centres; (b) the Central Payment Scheme be maintained; and (c) that pre-schools do not lose their educational value by being transformed into broad child minding centres, bearing 38 signatures (*by Mr Turner*)
 - Institute of Educational Administration** - Seeking that the Institute of Educational Administration continues to provide high quality residential training programs and other activities to improve the administrative ability of certain persons in accordance with the *Institute of Educational Administration Act 1980*, bearing 10 signatures (*by Mr Turner*)
 - Maternal and Child Health Services** - Seeking that the House restore the unlimited availability of the Maternal and Child Health Services to all families, bearing 3,046 signatures (*by Ms Garbutt*)
 - Funding for Family Planning Services** - Seeking that the House take all necessary steps to maintain and expand funding for family planning services throughout the State, bearing 411 signatures (*by Mr Roper*)

Budget Support for State Education - Seeking that the House take steps to allocate appropriate budget support for a quality State education system, bearing 1,079 signatures (*by Mr Phillips*)

Compulsory Non-Academic Service Fees by TAFE College Councils - Seeking that in consideration of any bill on the use of compulsory non academic service fees collected by a TAFE College Council it will be agreed that such fees should only be spent on non academic services for students with the approval of the elected student representative council at the College and shall not be used for any purposes not approved by elected students, bearing 129 signatures (*by Mr Hamilton*)

TAFE Enrolment Fees - Seeking that in consideration of any bill on the State/TAFE budget it will be agreed that increasing TAFE enrolment fees will occur only at the current rate of consumer price index and that no fee exemptions will be withdrawn from students, bearing 1,137 signatures (*by Mr Hamilton*).

Severally ordered to lie on the Table.

- 3 **PETITIONS - PROPOSED FUNDING CUTS TO PRE-SCHOOLS AND PRE-SCHOOL FUNDING AND CENTRAL PAYMENT SCHEME** - Motion made and question - That the petitions presented by the Member for Bendigo West be taken into consideration tomorrow (*Mr Roper*) - put and agreed to.
- 4 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Loy Yang B (Amendment) Bill without amendment.
- 5 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Historic Shipwrecks (Amendment) Bill with an amendment.
Ordered - That the said amendment be printed and taken into consideration, by leave, later this day.
- 6 **GRIEVANCES** - Question - That grievances be noted - put, after debate, and agreed to.
- 7 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 8 **TATTERSALL CONSULTATIONS (FURTHER AMENDMENT) BILL** - Mr Stockdale obtained leave, with Mr Smith (*Polwarth*), to bring in a Bill "*to amend the 'Tattersall Consultations Act 1958' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 **SUNDAY ENTERTAINMENT (REPEAL) BILL** - Mr Pescott obtained leave, with Mr Gude, to bring in a Bill "*to repeal the 'Sunday Entertainment Act 1967' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 **OCCUPATIONAL HEALTH AND SAFETY (MISCELLANEOUS AMENDMENTS) BILL** - Mr Pescott obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Occupational Health and Safety Act 1985' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 11 **PRIVATE MEMBERS' BUSINESS - REFERRAL TO STANDING ORDERS COMMITTEE** - Motion made and question - That the Standing Orders Committee have power to inquire into and report upon the opportunity for Private Members' Business and Opposition Business by 31 December 1993 (*Mr Gude*) - put, after debate, and agreed to.
- 12 **SESSIONAL ORDERS - GOVERNMENT BUSINESS PROGRAMMING COMMITTEE** - Order read for resuming debate on question - That the Sessional Orders be amended by inserting the following paragraph after paragraph 5:
- "6.(1) Standing Orders shall be suspended to allow for the programming of Government Business and the following procedures.
- (2) Before the House meets for business in any week, the Leader of the House and the Deputy Leader of the Opposition (or their nominees) may meet as a Government Business Programming Committee with a view to reaching agreement on the manner in which the House is to deal with Government Business of the week.
 - (3) On the first day of the sitting week the Leader of the House or his nominee before the calling on of Government Business may move without leave a motion setting a date and time by which consideration of specified Bills or items of business have to be completed in that sitting week. Debate thereon shall not exceed thirty minutes and, in speaking thereon, no Member shall exceed five minutes.
 - (4) At a change of business and without leave, the Leader of the House or his nominee may move a motion to amend the resolution under sub-paragraph (3). Debate thereon shall not exceed thirty minutes and, in speaking thereon, no Member shall exceed five minutes. Any change to the programme cannot come into operation until one hour after the motion is agreed to.
 - (5) Amendments to be proposed in Committee of the Whole to a specified Bill may be circulated in the House during the debate on the question "That this Bill be now read a second time" after an announcement and request of a Minister or a Member (without leave but not when another Member is speaking) foreshadowing such amendments: Provided that these amendments are circulated two hours before the expiration of the completion time set under sub-paragraph (3). Such announcement and request shall not be debated.
 - (6) On the expiration of the completion time set under sub-paragraph (3) the Chair shall put forthwith the question on any amendment or motion already proposed from the Chair for the purpose of bringing to a conclusion any proceedings on a motion or a Bill and -
 - (a) in the case of the consideration of any Bill in Committee of the Whole or on any of the remaining stages at that time, the Chair shall put any clauses and schedules and any amendment and new clauses and schedules desired by the Government - copies of which have been circulated in the House pursuant to sub-paragraph (5) - and any other question required to dispose of the Bill (as the case may be) before the Committee of the Whole or the House. (No other amendments, new clauses or schedules shall be proposed); and
 - (b) in the case of each remaining specified Bill or item of Government Business, Mr Speaker shall -
 - (i) in the case of a Bill, put in a combined question, as required, the questions necessary for the passage of the Bill through the House and

transmission to the Legislative Council, the Committee stage being dispensed with; and

- (ii) in the case of a Bill that requires the second reading and third reading to be passed with an absolute majority of the whole number of the Members of the Legislative Assembly, the questions necessary for the passage of the Bill through the House and transmission to the Legislative Council, shall be put separately, the Committee stage being dispensed with; and
- (iii) in the case of a remaining item of business other than a Bill put a combined question (if required) which brings to a conclusion the proceedings.

(7) Standing and/or Sessional Orders relating to closure of debate or guillotine shall not apply to any proceedings in respect of a specified Bill or item of business."

- *and on the amendment* - That all the words after "That" be omitted with the view of inserting in place thereof the words "the proposed new Sessional Order together with the issue of matters of public importance and private members business be referred to the Standing Orders Committee for inquiry and report by 31 October 1993"; debate resumed.

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

The House divided.

AYES, 55

Mr Ashley	Mr Jasper	Dr Napthine	Mrs Tehan
Mr Bildstien	Mr Jenkins	Mr Paterson	Mr Thompson
Mr Brown	Mr John	Mr Perrin	(Sandringham)
Mr Clark	Mr Kennett	Mr Perton	Mr Traynor
Mr Coleman	Mr Kilgour	Mr Pescott	Mr Treasure
Mr Cooper	Mr Leigh	Mr Plowman	Mr Turner
Dr Dean	Mr Lupton	(Evelyn)	Mrs Wade
Mr Doyle	Mr McArthur	Mr Reynolds	Mr Weideman
Mr Elder	Mrs McGill	Mr Ryan	Mr Wells
Mrs Elliott	Mr McGrath	Mr Smith	
Mr Finn	(Wimmera)	(Glen Waverley)	
Mr Gude	Mr McLellan	Mr Smith	
Mr Hayward	(Frankston East)	(Polwarth)	
Mr Heffernan	Mr McNamara	Mr Spry	
Mrs Henderson	Mr Maclellan	Mr Steggall	Tellers
Mr Honeywood	(Pakenham)	Mr Stockdale	Mrs Peulich
Mr Hyams	Mr Maughan	Mr Tanner	Mr Rowe

NOES, 25

Mr Andrianopoulos	Mr Hamilton	Mr Sandon	
Mr Baker	Ms Kirner	Mr Seitz	
Mr Batchelor	Mr Leighton	Mr Sercombe	
Dr Coghill	Mr Loney	Mr Sheehan	
Mr Cole	Ms Marple	Mr Thomson	
Mr Cunningham	Mr Micallef	(Pascoe Vale)	Tellers
Ms Garbutt	Mr Mildenhall	Dr Vaughan	Mr Pandazopoulos
Mr Haermeyer	Mr Roper	Mrs Wilson	Mr Thwaites

And so it was resolved in the affirmative.

Mr Speaker deferred putting the question in relation to the proposed Sessional Order in order to allow consideration of amendments -

Sessional Order 6.(1) -

On the motion of Mr Gude - Sessional Order 6.(1) agreed to.

Sessional Order 6.(2) -

Before the House meets for business in any week, the Leader of the House and the Deputy Leader of the Opposition (or their nominees) may meet as a Government Business Programming Committee with a view to reaching agreement on the manner in which the House is to deal with Government Business of the week.

Amendments proposed -

That in Proposed Sessional Order 6.(2) after the words "Leader of the House" insert the words "and one Government member nominated by the Premier" (*Mr Roper*).

That in Proposed Sessional Order 6.(2) omit the words "Deputy Leader of the Opposition" and insert the words, "and two Opposition members nominated by the Leader of the Opposition" (*Mr Roper*) - and, after debate -

Question - That these amendments be agreed to - put, and negatived.

Sessional Order 6.(2) agreed to.

Sessional Order 6.(3) -

On the first day of the sitting week the Leader of the House or his nominee before the calling on of Government Business may move without leave a motion setting a date and time by which consideration of specified Bills or items of business have to be completed in that sitting week. Debate thereon shall not exceed thirty minutes and, in speaking thereon no Member shall exceed five minutes.

Amendment proposed -

That in Proposed Sessional Order 6.(3) after the word "nominee" insert the words "after a meeting held in accordance with sub-paragraph (2), where agreement has been reached" (*Mr Roper*) - and, after debate -

Question - That the amendment be agreed to - after debate, put.

The House divided.

AYES, 25

Mr Andrianopoulos	Ms Kirner	Mr Seitz	
Mr Baker	Mr Leighton	Mr Sercombe	
Mr Batchelor	Mr Loney	Mr Sheehan	
Dr Coghill	Mr Micallef	Mr Thomson	
Mr Cole	Mr Mildenhall	(<i>Pascoe Vale</i>)	
Mr Cunningham	Mr Pandazopoulos	Mr Thwaites	<i>Tellers</i>
Ms Garbutt	Mr Roper	Dr Vaughan	Mr Haermeyer
Mr Hamilton	Mr Sandon	Mrs Wilson	Ms Marple

NOES, 56

Mr Ashley	Mr John	Mr Perrin	Mr Stockdale
Mr Bildstien	Mr Kennett	Mr Perton	Mr Tanner
Mr Brown	Mr Kilgour	Mr Pescott	Mrs Tehan
Mr Clark	Mr Leigh	Mrs Peulich	Mr Thompson
Mr Coleman	Mr Lupton	Mr Plowman	(<i>Sandringham</i>)
Mr Cooper	Mr McArthur	(<i>Benambra</i>)	Mr Traynor
Mr Elder	Mrs McGill	Mr Plowman	Mr Treasure
Mrs Elliott	Mr McGrath	(<i>Evelyn</i>)	Mr Turner
Mr Finn	(<i>Wimmera</i>)	Mr Reynolds	Mrs Wade
Mr Gude	Mr McLellan	Mr Rowe	Mr Weideman
Mr Hayward	(<i>Frankston East</i>)	Mr Ryan	Mr Wells
Mr Heffernan	Mr McNamara	Mr Smith	
Mrs Henderson	Mr Maclellan	(<i>Glen Waverley</i>)	
Mr Honeywood	(<i>Pakenham</i>)	Mr Smith	
Mr Hyams	Mr Maughan	(<i>Polwarth</i>)	<i>Tellers</i>
Mr Jasper	Dr Napthine	Mr Spry	Dr Dean
Mr Jenkins	Mr Paterson	Mr Steggall	Mr Doyle

And so it passed in the negative.

Sessional Order 6.(3) agreed to.

Sessional Order 6.(4) -

At a change of business and without leave, the Leader of the House or his nominee may move a motion to amend the resolution under sub-paragraph (3). Debate thereon shall not exceed thirty minutes and, in speaking thereon no Member shall exceed five minutes. Any change to the programme cannot come into operation until one hour after the motion is agreed to.

Amendment proposed -

That in Proposed Sessional Order 6.(4) after the word "business" there be inserted the expression, "following a special meeting of the Government Business Programming Committee convened in accordance with the aims of sub-paragraph (2)," (*Mr Gude*).

Question - That the amendment be agreed to - put and agreed to.

Question - That Sessional Order 6.(4), as amended, be agreed to - after debate, put.

The House divided.

AYES, 57

Mr Ashley	Mr John	Mr Perrin	Mr Steggall
Mr Bildstien	Mr Kennett	Mr Perton	Mr Stockdale
Mr Brown	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Clark	Mr Leigh	Mrs Peulich	Mrs Tehan
Mr Coleman	Mr Lupton	Mr Phillips	Mr Thompson
Mr Cooper	Mr McArthur	Mr Plowman	(Sandringham)
Dr Dean	Mrs McGill	(Benambra)	Mr Traynor
Mr Doyle	Mr McGrath	Mr Plowman	Mr Treasure
Mr Elder	(Wimmera)	(Evelyn)	Mr Turner
Mr Finn	Mr McLellan	Mr Reynolds	Mrs Wade
Mr Gude	(Frankston East)	Mr Rowe	Mr Weideman
Mr Hayward	Mr McNamara	Mr Ryan	Mr Wells
Mr Heffernan	Mr Maclellan	Mr Smith	
Mrs Henderson	(Pakenham)	(Glen Waverley)	<i>Tellers</i>
Mr Honeywood	Mr Maughan	Mr Smith	Mrs Elliott
Mr Jasper	Dr Napthine	(Polwarth)	Mr Hyams
Mr Jenkins	Mr Paterson	Mr Spry	

NOES, 25

Mr Andrianopoulos	Mr Hamilton	Mr Seitz	
Mr Baker	Ms Kirner	Mr Sercombe	
Mr Batchelor	Mr Leighton	Mr Sheehan	
Dr Coghill	Mr Loney	Mr Thomson	
Mr Cole	Ms Marple	(Pascoe Vale)	
Mr Cunningham	Mr Micallef	Mr Thwaites	<i>Tellers</i>
Ms Garbutt	Mr Roper	Dr Vaughan	Mr Mildenhall
Mr Haermeyer	Mr Sandon	Mrs Wilson	Mr Pandazopoulos

And so it was resolved in the affirmative.

Sessional Order 6.(4), as amended, agreed to.

Sessional Order 6.(5) -

Question - That Sessional Order 6.(5) be agreed to - after debate, put.

The House divided.

AYES, 57

Mr Ashley	Mr Jasper	Dr Napthine	Mr Spry
Mr Bildstien	Mr Jenkins	Mr Paterson	Mr Steggall
Mr Brown	Mr John	Mr Perrin	Mr Stockdale
Mr Clark	Mr Kennett	Mr Perton	Mr Tanner
Mr Coleman	Mr Kilgour	Mr Pescott	Mrs Tehan
Mr Cooper	Mr Leigh	Mrs Peulich	Mr Thompson
Dr Dean	Mr Lupton	Mr Phillips	(Sandringham)
Mr Doyle	Mr McArthur	Mr Plowman	Mr Traynor
Mr Elder	Mrs McGill	(Benambra)	Mr Turner
Mrs Elliott	Mr McGrath	Mr Plowman	Mrs Wade
Mr Finn	(Wimmera)	(Evelyn)	Mr Weideman
Mr Gude	Mr McLellan	Mr Reynolds	Mr Wells
Mr Hayward	(Frankston East)	Mr Rowe	
Mr Heffernan	Mr McNamara	Mr Smith	Tellers
Mrs Henderson	Mr Maclellan	(Glen Waverley)	Mr Ryan
Mr Honeywood	(Pakenham)	Mr Smith	Mr Treasure
Mr Hyams	Mr Maughan	(Polwarth)	

NOES, 24

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	Tellers
Mr Cole	Ms Marple	Mr Sheehan	Mr Loney
Mr Cunningham	Mr Mildenhall	Mr Thomson	Mr Thwaites
Ms Garbutt	Mr Pandazopoulos	(Pascoe Vale)	

And so it was resolved in the affirmative.

Sessional Order 6.(5) agreed to.

On the motion of Mr Gude and, after debate - Sessional Order 6.(6) agreed to.

On the motion of Mr Gude - Sessional Order 6.(7) agreed to.

Motion made and question - That after Proposed Sessional Order 6.(7) there be inserted the following paragraph:

"(8) This Sessional Order shall cease to have effect on 31 December 1993." (Mr Roper)
- and, after debate, put -

Question - That the proposed new paragraph be added - put.

The House divided.

AYES, 24

Mr Baker	Mr Hamilton	Mr Sandon	Dr Vaughan
Mr Batchelor	Ms Kirner	Mr Seitz	Mrs Wilson
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	Tellers
Mr Cunningham	Ms Marple	Mr Thomson	Mr Andrianopoulos
Ms Garbutt	Mr Pandazopoulos	(Pascoe Vale)	Mr Mildenhall
Mr Haermeyer	Mr Roper	Mr Thwaites	

NOES, 56

Mr Ashley	Mr John	Mr Pescott	Mrs Tehan
Mr Bildstien	Mr Kennett	Mrs Peulich	Mr Thompson
Mr Brown	Mr Kilgour	Mr Phillips	(Sandringham)
Mr Clark	Mr Leigh	Mr Plowman	Mr Traynor
Mr Coleman	Mr Lupton	(Benambra)	Mr Treasure
Mr Cooper	Mr McArthur	Mr Plowman	Mr Turner
Dr Dean	Mrs McGill	(Evelyn)	Mrs Wade
Mr Doyle	Mr McGrath	Mr Reynolds	Mr Weideman
Mr Elder	(Wimmera)	Mr Rowe	
Mrs Elliott	Mr McLellan	Mr Ryan	
Mr Gude	(Frankston East)	Mr Smith	
Mr Hayward	Mr McNamara	(Glen Waverley)	
Mr Heffernan	Mr Maclellan	Mr Smith	
Mrs Henderson	(Pakenham)	(Polwarth)	
Mr Honeywood	Mr Maughan	Mr Spry	
Mr Hyams	Dr Napthine	Mr Steggall	Tellers
Mr Jasper	Mr Paterson	Mr Stockdale	Mr Finn
Mr Jenkins	Mr Perrin	Mr Tanner	Mr Wells

And so it passed in the negative.

Question - That the Sessional Orders be amended by inserting the following paragraph, as amended, after paragraph 5:

- "6.(1) Standing Orders shall be suspended to allow for the programming of Government Business and the following procedures.
- (2) Before the House meets for business in any week, the Leader of the House and the Deputy Leader of the Opposition (or their nominees) may meet as a Government Business Programming Committee with a view to reaching agreement on the manner in which the House is to deal with Government Business of the week.
 - (3) On the first day of the sitting week the Leader of the House or his nominee before the calling on of Government Business may move without leave a motion setting a date and time by which consideration of specified Bills or items of business have to be completed in that sitting week. Debate thereon shall not exceed thirty minutes and, in speaking thereon no Member shall exceed five minutes.
 - (4) At a change of business, following a special meeting of the Government Business Programming Committee convened in accordance with the aims of sub-paragraph (2), and without leave, the Leader of the House or his nominee may move a motion to amend the resolution under sub-paragraph (3). Debate thereon shall not exceed thirty minutes and, in speaking thereon no Member shall exceed five minutes. Any change to the programme cannot come into operation until one hour after the motion is agreed to.
 - (5) Amendments to be proposed in Committee of the Whole to a specified Bill may be circulated in the House during the debate on the question "That this Bill be now read a second time" after an announcement and request of a Minister or a Member (without leave but not when another Member is speaking) foreshadowing such amendments: Provided that these amendments are circulated two hours before the expiration of the completion time set under sub-paragraph (3). Such announcement and request shall not be debated.

- (6) On the expiration of the completion time set under sub-paragraph (3) the Chair shall put forthwith the question on any amendment or motion already proposed from the Chair for the purpose of bringing to a conclusion any proceedings on a motion or a Bill and -
- (a) in the case of the consideration of any Bill in Committee of the Whole or on any of the remaining stages at that time, the Chair shall put any clauses and schedules and any amendment and new clauses and schedules desired by the Government - copies of which have been circulated in the House pursuant to sub-paragraph (5) - and any other question required to dispose of the Bill (as the case may be) before the Committee of the Whole or the House. (No other amendments, new clauses or schedules shall be proposed); and
- (b) in the case of each remaining specified Bill or item of Government Business, Mr Speaker shall -
- (i) in the case of a Bill, put in a combined question, as required, the questions necessary for the passage of the Bill through the House and transmission to the Legislative Council, the Committee stage being dispensed with; and
- (ii) in the case of a Bill that requires the second reading and third reading to be passed with an absolute majority of the whole number of the Members of the Legislative Assembly, the questions necessary for the passage of the Bill through the House and transmission to the Legislative Council, shall be put separately, the Committee stage being dispensed with; and
- (iii) in the case of a remaining item of business other than a Bill put a combined question (if required) which brings to a conclusion the proceedings.
- (7) Standing and/or Sessional Orders relating to closure of debate or guillotine shall not apply to any proceedings in respect of a specified Bill or item of business." - after debate, put.

The House divided.

AYES, 54

Mr Ashley	Mr John	Mr Perton	Mr Stockdale
Mr Bildstien	Mr Kennett	Mr Pescott	Mr Tanner
Mr Brown	Mr Kilgour	Mrs Peulich	Mrs Tehan
Mr Clark	Mr Leigh	Mr Phillips	Mr Traynor
Mr Coleman	Mr Lupton	Mr Plowman	Mr Treasure
Mr Cooper	Mr McArthur	(Benambra)	Mr Turner
Dr Dean	Mr McGrath	Mr Plowman	Mrs Wade
Mr Doyle	(Wimmera)	(Evelyn)	Mr Wells
Mr Elder	Mr McLellan	Mr Reynolds	
Mrs Elliott	(Frankston East)	Mr Rowe	
Mr Finn	Mr McNamara	Mr Ryan	
Mr Gude	Mr Maclellan	Mr Smith	
Mr Hayward	(Pakenham)	(Glen Waverley)	
Mr Heffernan	Mr Maughan	Mr Smith	Tellers
Mrs Henderson	Dr Napthine	(Polwarth)	Mr Jenkins
Mr Hyams	Mr Paterson	Mr Spry	Mr Thompson
Mr Jasper	Mr Perrin	Mr Steggall	(Sandringham)

NOES, 24

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Mr Thwaites
Mr Baker	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Ms Marple	Mr Sheehan	<i>Tellers</i>
Mr Cunningham	Mr Mildenhall	Mr Thomson	Mr Loney
Ms Garbutt	Mr Pandazopoulos	(<i>Pascoe Vale</i>)	Dr Vaughan

And so it was resolved in the affirmative.

- 13 **PUBLIC SECTOR MANAGEMENT (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Gude*).
- Mr Gude made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*
- Motion made and question - That the debate be now adjourned (*Mr Sercombe*) - put and agreed to.
- Ordered - That the debate be adjourned until Wednesday, 29 September 1993.
- 14 **LAND (FURTHER AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Smith, Polwarth*).
- Mr Smith, Polwarth, made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*
- Motion made and question - That the debate be now adjourned (*Mr Baker*) - put and agreed to.
- Ordered - That the debate be adjourned until Wednesday, 29 September 1993.
- 15 **PROBATE DUTY (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Stockdale*).
- Motion made and question - That the debate be now adjourned (*Mr Baker*) - put and agreed to.
- Ordered - That the debate be adjourned until Wednesday, 29 September 1993.
- 16 **RURAL FINANCE (VEDC ABOLITION) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Stockdale*).
- Mr Stockdale made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*
- Motion made and question - That the debate be now adjourned (*Mr Baker*) - put and agreed to.
- Ordered - That the debate be adjourned until Wednesday, 29 September 1993.
- 17 **RACING (FURTHER AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Reynolds*).
- Motion made and question - That the debate be now adjourned (*Mr Roper*) - put and agreed to.
- Ordered - That the debate be adjourned until Wednesday, 29 September 1993.

- 18 **HEALTH (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Tehan*).
- Motion made and question - That the debate be now adjourned (*Mr Roper*) - put and agreed to.
- Ordered - That the debate be adjourned until Wednesday, 29 September 1993.
- 19 **PHYSIOTHERAPISTS (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Tehan*).
- Motion made and question - That the debate be now adjourned (*Mr Roper*) - put and agreed to.
- Ordered - That the debate be adjourned until Wednesday, 29 September 1993.
- 20 **TOBACCO (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Tehan*).
- Motion made and question - That the debate be now adjourned (*Mr Roper*) - put and agreed to.
- Ordered - That the debate be adjourned until Wednesday, 29 September 1993.
- 21 **PETROLEUM (SUBMERGED LANDS) (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Plowman, Evelyn*).
- Motion made and question - That the debate be now adjourned (*Mr Thomson, Pascoe Vale*) - put and agreed to.
- Ordered - That the debate be adjourned until Wednesday, 29 September 1993.
- 22 **HISTORIC SHIPWRECKS (AMENDMENT) BILL** - Order read for the consideration of the amendment made by the Legislative Council.
- And the said amendment was read a second time and, after debate, agreed to by the House.
- Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendment.
- 23 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Gude*) - put and agreed to.
- 24 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
- And the House, at five minutes past Ten o'clock, adjourned until tomorrow.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 51 - Thursday, 16 September 1993

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

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

Proposed Funding Cuts and Structural Changes for Kindergartens - Seeking that the Government not proceed with the proposed funding cuts and the recommended structural changes for kindergartens, bearing 202 signatures (by Mr Thwaites)

Funding for Pre-Schools and Central Payment Scheme - Seeking that the Government - (a) restore full funding to pre-schools; and (b) restore the central payment scheme for salaries, bearing 97, 66 and 69 signatures (by Mr Thwaites, Mr Finn and Mr Honeywood, respectively)

Funding for Altona Hospital - Seeking that the House take all necessary steps to maintain and improve funding to keep the Altona Hospital open, bearing 764 signatures (by Ms Marple)

Winter Concessions for Gas and SEC - Seeking that the House moves to retain the winter concessions for gas and SEC to allow time to adjust to the shock of the many recent increases, bearing 1,277 signatures (by Mr Jenkins)

Education - Quality and Resources - Seeking that the Minister for Education - (a) halt the current attack on small schools in Victoria; (b) protect and extend the quality of education already provided in Victorian schools; and (c) maintain and improve existing resources and facilities at Victorian State Schools, bearing 4 signatures (by Mr Turner)

Macleod Primary School - Seeking that Macleod Primary School be taken out of the Quality Provision Task Force and other options explored which will best serve the needs of the children of Macleod, bearing 137 signatures (by Ms Garbutt)

Broken Creek Primary School - Seeking that Broken Creek Primary School remain open, bearing 695 signatures (by Mr Sandon)

Funding and Staffing for Community Rural Schools - Seeking that full funding and staffing be continued to community rural schools to enable them to deliver comprehensive educational curriculum and programs, bearing 548 signatures (by Mr Ryan)

Schools on the Mount Dandenong Ridge - Seeking that the Government does not take up the options of closure or merger of schools on the Mount Dandenong Ridge, bearing 1,201 signatures (by Mr McArthur)

Funding for Kindergartens - Seeking that the current level of funding for kindergartens be maintained, bearing 25 signatures (by Mr Finn)

Maternal and Child Health Centres - Seeking that the current level of service provided by Maternal and Child Health Centres be maintained, bearing 26 signatures (by Mr Finn)

Review of Funding Criteria for Pre-Schools - Seeking that the Government review the proposed 1994 funding criteria for Victorian pre-schools, bearing 535 signatures (by Mr Honeywood).

Severally ordered to lie on the Table.

3 **FUNDING FOR PRE-SCHOOLS AND CENTRAL PAYMENT SCHEME - FUNDING FOR KINDERGARTENS AND REVIEW OF FUNDING CRITERIA FOR PRE-SCHOOLS** - Motion made and question - That the petitions presented by the Members for Tullamarine and Warrandyte (restoring full funding and central payment), Tullamarine (current level of funding), and Warrandyte (1994 funding criteria) be taken into consideration on the next day of meeting (Mr Roper) - 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:
- Loddon-Campaspe College of TAFE - Report for the year 1992, together with a communication from the Minister for Tertiary Education and Training of the reasons for delay in tabling
- Statutory Rule under the following Act -
- Port of Melbourne Authority Act 1958 - S.R. No. 155 (*in lieu of Statutory Rule previously circulated*).
- 5 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until Tuesday, 28 September 1993 (*Mr Gude*) - put and agreed to.
- 6 **TATTERSALL CONSULTATIONS (FURTHER AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Stockdale*).
- Mr Stockdale made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*
- Motion made and question - That the debate be now adjourned (*Mr Roper*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 30 September 1993.
- 7 **SUNDAY ENTERTAINMENT (REPEAL) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Pescott*).
- Motion made and question - That the debate be now adjourned (*Mr Micallef*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 30 September 1993.
- 8 **OCCUPATIONAL HEALTH AND SAFETY (MISCELLANEOUS AMENDMENTS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Pescott*).
- Motion made and question - That the debate be now adjourned (*Mr Micallef*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 30 September 1993.
- 9 **REVISED STANDING ORDERS AS PROPOSED BY THE GOVERNMENT** - Motion made and question proposed - That this House takes note of the Revised Standing Orders as proposed by the Government tabled in this House on Wednesday, 8 September 1993 (*Mr Gude*) - and, after debate -
- Motion made and question - That the debate be now adjourned (*Mr Ryan*) - put and agreed to.
- Ordered - That the debate be adjourned until tomorrow.
- 10 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos 5 to 8 inclusive, be postponed until later this day.
- 11 **CREDIT (ADMINISTRATION) (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 2.00 p.m.
pursuant to Sessional Orders.*

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

13 **CREDIT (ADMINISTRATION) (AMENDMENT) BILL** - Debate resumed on question -
That this Bill be now read a second time.

Question - put.

The House divided.

AYES, 52

Mr Ashley	Mr Hyams	Mr Pescott	Mrs Tehan
Mr Bildstien	Mr Jasper	Mrs Peulich	Mr Thompson
Mr Brown	Mr Jenkins	Mr Phillips	(Sandringham)
Mr Clark	Mr Kilgour	Mr Plowman	Mr Traynor
Mr Coleman	Mr Leigh	(Benambra)	Mr Treasure
Mr Cooper	Mr Lupton	Mr Plowman	Mr Turner
Mr Davis	Mr McArthur	(Evelyn)	Mrs Wade
Dr Dean	Mrs McGill	Mr Reynolds	Mr Weideman
Mr Doyle	Mr McGrath	Mr Ryan	Mr Wells
Mr Elder	(Wimmera)	Mr Smith	
Mrs Elliott	Mr McLellan	(Glen Waverley)	
Mr Gude	(Frankston East)	Mr Smith	
Mr Hayward	Mr Maughan	(Polwarth)	
Mr Heffernan	Dr Napthine	Mr Spry	Tellers
Mrs Henderson	Mr Paterson	Mr Stockdale	Mr Finn
Mr Honeywood	Mr Perrin	Mr Tanner	Mr Rowe

NOES, 25

Mr Andrianopoulos	Mr Hamilton	Mr Sandon	
Mr Baker	Ms Kirner	Mr Seitz	
Mr Batchelor	Mr Leighton	Mr Sercombe	
Dr Coghill	Mr Loney	Mr Sheehan	
Mr Cole	Ms Marple	Mr Thomson	
Mr Cunningham	Mr Micallef	(Pascoe Vale)	Tellers
Ms Garbutt	Mr Mildenhall	Dr Vaughan	Mr Pandazopoulos
Mr Haermeyer	Mr Roper	Mrs Wilson	Mr Thwaites

And so it was resolved in the affirmative.

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

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

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

15 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at forty-one minutes past Four o'clock, adjourned until Tuesday, 28 September 1993.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

No. 52, 53 and 54

No. 52 - Tuesday, 28 September 1993

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair and read the Prayer.
- 2 **ISSUE OF AND RETURN TO WRIT** - Mr Speaker announced that on 23 July 1993, he had issued a Writ for the election of a Member to serve for the Electoral District of Broadmeadows in the place of the Honourable James Harley Kennan, Q.C., resigned; and that he had received a return to the said Writ by which it appeared that John Mansfield Brumby, Esquire, had been duly elected for the Electoral District of Broadmeadows, in pursuance of the said Writ.
- 3 **MEMBER SWORN** - John Mansfield Brumby, Esquire, was then introduced and took and subscribed the Oath required by law.
- 4 **QUESTIONS** - (Pursuant to Standing Order No. 124).
Member named and suspended - The Honourable Member for Melbourne (*Mr Cole*) having being named by Mr Speaker for disregarding the authority of the Chair -
 Motion made and question - That the Honourable Member for Melbourne (*Mr Cole*) be suspended from the service of the House (*Mr Gude*) - put.

The House divided.

AYES, 59

Mr Bildstien	Mr John	Mr Perrin	Mr Steggall
Mr Brown	Mr Kennett	Mr Perton	Mr Stockdale
Mr Clark	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Coleman	Mr Leigh	Mrs Peulich	Mrs Tehan
Mr Cooper	Mr Lupton	Mr Phillips	Mr Thompson
Mr Davis	Mr McArthur	Mr Plowman	(<i>Sandringham</i>)
Mr Doyle	Mrs McGill	(<i>Benambra</i>)	Mr Traynor
Mr Elder	Mr McGrath	Mr Plowman	Mr Treasure
Mrs Elliott	(<i>Warrnambool</i>)	(<i>Evelyn</i>)	Mr Turner
Mr Finn	Mr McGrath	Mr Reynolds	Mrs Wade
Mr Gude	(<i>Wimmera</i>)	Mr Richardson	Mr Weideman
Mr Hayward	Mr McLellan	Mr Rowe	Mr Wells
Mr Heffernan	(<i>Frankston East</i>)	Mr Ryan	
Mrs Henderson	Mr McNamara	Mr Smith	
Mr Honeywood	Mr Maclellan	(<i>Glen Waverley</i>)	
Mr Hyams	(<i>Pakenham</i>)	Mr Smith	<i>Tellers</i>
Mr Jasper	Mr Maughan	(<i>Polwarth</i>)	Dr Dean
Mr Jenkins	Dr Napthine	Mr Spry	Mr Paterson

NOES, 26

Mr Andrianopoulos	Ms Garbutt	Mr Sandon	Mrs Wilson
Mr Baker	Mr Hamilton	Mr Seitz	
Mr Batchelor	Ms Kirner	Mr Sercombe	
Mr Brumby	Mr Leighton	Mr Sheehan	
Dr Coghill	Ms Marple	Mr Thomson	
Mr Cole	Mr Micallef	(Pascoe Vale)	Tellers
Mr Cunningham	Mr Mildenhall	Mr Thwaites	Mr Haermeyer
Mr Dollis	Mr Pandazopoulos	Dr Vaughan	Mr Loney

And so it was resolved in the affirmative.

Thereupon Mr Cole withdrew from the Chamber.

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

- Fairlea Prison** - Seeking that Fairlea Prison should remain as a major prison for women in Victoria, bearing 268 signatures *(by Mr Sercombe)*
- Primary School Sites in East Keilor/Avondale Heights Area** - Seeking that the Government provide and adequately resource three primary school sites in the East Keilor/Avondale Heights area, bearing 2483 signatures *(by Mr Sercombe)*
- Primary School Sites in Airport West Area** - Seeking that the Minister for Education and the Government provides and adequately resources two primary school sites in the Airport West area, bearing 979 signatures *(by Mr Sercombe)*
- Neighbourhood Houses** - Seeking that the Minister for Community Services maintains funding for neighbourhood houses so that the services offered will be available to the widest number of people, bearing 111 signatures *(by Ms Garbutt)*
- Funding for Pre-Schools and Central Payment Scheme** - Seeking that the Government - (a) restore full funding to pre-schools; and (b) restore the central payment scheme for salaries, bearing 696 signatures *(by Ms Garbutt)*
- Maternal and Child Health Services** - Seeking that the House restore the unlimited availability of the Maternal and Child Health Services to all families, bearing 201 signatures *(by Ms Garbutt)*
- Pensioner Allowances** - Seeking that the Government not proceed with the cutting of pensioner allowances for property rates, water, electricity, gas and telephone accounts, bearing 20 signatures *(by Mr Hyams)*
- Eureka Street Primary School** - Seeking that Eureka Street Primary School remain open, bearing 469 signatures *(by Mr Traynor)*
- Ballarat University College** - Seeking that amending legislation be introduced to elevate Ballarat University College to the status of a university and remove the word "College" from its title, bearing 518 signatures *(by Mr Traynor)*
- State Education System** - Seeking that country schools are not forced to close and that the Government maintain resources so that students in state schools across Victoria continue to have access to a local, high quality, State education system, bearing 41 and 441 signatures *(by Mr Maughan and Mr Kilgour, respectively)*
- Dookie Pre-School Play Centre Inc.** - Seeking that the Dookie Pre-School Play Centre Inc. remain open for ten hours per week, bearing 351 signatures *(by Mr Kilgour)*

Proposed Funding Cuts and Structural Changes for Kindergartens - Seeking that the Government not proceed with the proposed funding cuts and the recommended structural changes for kindergartens, bearing 37 signatures (by Mr Paterson).

Severally ordered to lie on the Table.

- 6 **SCRUTINY OF ACTS AND REGULATIONS COMMITTEE** - Mr Perton, Chairman, brought up a Report from the Scrutiny of Acts and Regulations Committee being the Alert Digest No. 14 of 1993, on the -

Mineral Resources Development (Amendment) Bill
Public Sector Management (Amendment) Bill
Land (Further Amendment) Bill
Rural Finance (VEDC Abolition) Bill
Tattersall Consultations (Further Amendment) Bill -

together with an Appendix.

Ordered to lie on the Table and to be printed.

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

Broadmeadows College of TAFE - Report for the year 1992, together with a communication from the Minister for Tertiary Education and Training of the reasons for delay in tabling

Dandenong College of TAFE - Report for the year 1992, together with a communication from the Minister for Tertiary Education and Training of the reasons for delay in tabling

Docklands Authority - Report for the year 1992-93

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

Altona Planning Scheme - No. L30
Bannockburn Planning Scheme - No. L10
Bass Planning Scheme - No. L9
Beechworth Planning Scheme - No. L14
Benalla Shire Planning Scheme - No. L14
Broadford Planning Scheme - No. L10
Broadmeadows Planning Scheme - No. L50
Bulla Planning Scheme - No. L86
Croydon Planning Scheme - No. L46
Doncaster and Templestowe Planning Scheme - No. L38 Part 1
Fitzroy Planning Scheme - No. L23
Flinders Planning Scheme - No. L95
Grenville Planning Scheme - No. L10
Horsham Planning Scheme - No. L43
Kerang Shire Planning Scheme - No. L3
Lillydale Planning Scheme - No. L104
Lowan Planning Scheme - No. L7
Melbourne Planning Scheme - Nos. L122, L135
Melton Planning Scheme - No. L24
Nunawading Planning Scheme - Nos. L22, L53
Pahran Planning Scheme - Nos. L23, L32
Preston Planning Scheme - No. L23
Rochester Planning Scheme - No. L8

Traralgon Shire Planning Scheme - No. L38
Upper Yarra Planning Scheme - Nos. L27, L29

Public Authorities (Equal Employment Opportunity) Act 1990 - Report describing the implementation and evaluation of Equal Employment Opportunity Programs in Public Authorities for the year 1991-92

Stamps Act 1958 - Report of exemptions approved and refunds made pursuant to section 137R for the year 1992-93

Statutory Rules under the following Acts -

Financial Institutions Duty Act 1982 - S.R. No. 173

Port of Melbourne Authority Act 1958 - S.R. No. 172, together with copies of the following documents as required by Section 32 of the Interpretation of Legislation Act 1984 to accompany the Statutory Rule:

Acts:

Australian Commonwealth Explosives Act 1961 (reprinted as at 30 June 1981)

Australian Commonwealth Environment Protection (Nuclear Codes) Act 1978 (reprinted as at 30 September 1991)

Australian Standards:

AS 2018-1981 - SAA Liquid Petroleum Pipeline Code

AS 2117-1991 - Hose and hose assemblies for petroleum and petroleum products - Marine suction and discharge

AS 1697-1981 - SAA Gas Pipeline Code

AS 1596-1989 - LP Gas - Storage and handling (as amended)

AS 1978-1987 Pipelines - Gas and Liquid Petroleum - Field Pressure Testing

AS 1958-1981 - SAA Submarine Pipeline Code

AS 2022-1983 - SAA Anhydrous Ammonia Code

AS 2885-1987 - Pipelines - Gas and Liquid Petroleum

AS 2380.7-1987 - Electrical equipment for explosive atmospheres - Explosion-protection techniques: Part 7 - Intrinsic safety i

AS 1603.5-1991 - Automatic Fire Detection and Alarm Systems - Part 5: Manual call points

AS 3000-1991 - SAA Wiring Rules (as amended)

AS 1657-1992 - Fixed platforms, walkways, stairways and ladders - Design, construction and installation

International Maritime Organisation (IMO) Codes and Conventions:

International Maritime Dangerous Goods Code - Volumes 1 to 4, Supplement and Australian Supplement

International Code of Signals 1987

International Conference on Training and Certification of Seafarers 1978

International Convention for Safe Containers 1984 and 1992 editions

Code of Safe Practice for Solid Bulk Cargoes and Supplement 1989

International Code for the Construction and Equipment of Ships Carrying Dangerous Chemicals in Bulk (IBC Code) 1990

Code for the Construction and Equipment of Ships Carrying Liquefied Gases in Bulk 1983 (incorporating Amendments 1 to 4) and Supplement (reprinted 1990)

Code for Existing Ships Carrying Liquefied Gases in Bulk 1976 (reprinted 1989) and Supplements (three papers)

- Inert Gas Systems 1990
- Crude Oil Washing Systems 1983
- United Nations Recommendations on the Transport of Dangerous Goods 1989 (sixth revised edition)
- International Atomic Energy Agency Regulations for the Safe Transport of Radioactive Material 1985 edition (as amended 1990)
- Exposure Standards for Atmospheric Contaminants in the Occupational Environment - National Occupational Health and Safety Commission May 1990 and 2nd edition October 1991 (two documents)
- AIP - CP2 - 1977 - Code of Practice for Design and Operation of Wharflines - Australian Institute of Petroleum Ltd

International Chamber of Shipping:

- International Safety Guide for Oil Tankers and Terminals (revised third edition) (reprinted 1992)
- Tanker Safety Guide (Chemicals) 1971 Volume 1 (reprinted 1973)
- Tanker Safety Guide (Liquefied Gas) 1978
- Design and Construction Specifications for Marine Loading Arms - Oil Companies International Marine Forum 1987
- Water Act 1989 - Communication from the Minister for Natural Resources granting an extension of time to the Avon-Macalister Rivers Management Board and its predecessor to report by 30 November 1993.

The following proclamations fixing operative dates were laid upon the Table by the Clerk pursuant to an Order of the House dated 27 October 1992:

- Caravan Parks and Movable Dwellings (Amendment) Act 1993 - Remainder of Act (so far as it is not already in operation by force of section 2) on 1 November 1993 (*Gazette No. G37, 23 September 1993*)
 - Education Acts (Teachers) Act 1993 - All remaining unproclaimed sections on 14 September 1993 (*Gazette No. S63, 14 September 1993*)
 - Health and Community Services (General Amendment) Act 1993 - Part 2, except for sections 7 to 12; Part 3, except for section 23 (1); Part 4; and Part 6, except for sections 63, 67 and 68 on 1 October 1993 (*Gazette No. G36, 16 September 1993*)
 - Local Government (General Amendment) Act 1993 - Sections 14 and 21 on 1 October 1993 (*Gazette No. G37, 23 September 1993*).
- 8 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - ASSENT TO BILLS** - Informing the Assembly that he had, on 21 September 1993, 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:
- Loy Yang B (Amendment) Bill
 - Historic Shipwrecks (Amendment) Bill.
- 9 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:
- Land (Further Amendment) Bill
 - Public Sector Management (Amendment) Bill
 - Rural Finance (VEDC Abolition) Bill
 - Tattersall Consultations (Further Amendment) Bill.

- 10 **GOVERNMENT BUSINESS PROGRAM** - Motion made and question - That, pursuant to Sessional Order No. 6.(3), the Orders of the Day, Government Business, relating to the following Bills be considered and completed by 4.30 pm. on Thursday 30 September 1993:
- Petroleum (Submerged Lands) (Amendment) Bill
 - Sunday Entertainment (Repeal) Bill
 - Occupational Health and Safety (Miscellaneous Amendments) Bill.
- (*Mr Gude*) - put, after debate, and agreed to.
- 11 **APPROPRIATION (1993-94, No. 1) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.
- Motion made and question - That the debate be now adjourned (*Mr Perton*) - put and agreed to.
- Ordered - That the debate be adjourned until later this day.
- 12 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:
- La Trobe University (Amendment) Bill
 - Water (Amendment) Bill
 - Unclaimed Moneys (Amendment) Bill.
- 13 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos 2 to 6 inclusive, be postponed until later this day.
- 14 **ADULT, COMMUNITY AND FURTHER EDUCATION (EMPLOYMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Gude*).
- Motion made and question - That the debate be now adjourned (*Mr Baker*) - put and agreed to.
- Ordered - That the debate be adjourned until Tuesday, 12 October 1993.
- 15 **APPROPRIATION (1993-94, 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 10.00 p.m.
pursuant to Sessional Orders*
- Motion made and question - That the sitting be continued (*Mr Gude*) - 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 Ryan*) - put and agreed to.
- Ordered - That the debate be adjourned until tomorrow.
- 16 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Summary Offences (Stolen Cattle) Bill without amendment.
- 17 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Evidence (Proof of Offences) Bill with amendments.
- Ordered - That the said amendments be printed and taken into consideration tomorrow.

- 18 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Gude*) - put and agreed to.
- 19 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
And the House, at fifty-one minutes past Eleven o'clock, adjourned until tomorrow.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 53 - Wednesday, 29 September 1993

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
 - Primary School Sites in East Keilor/Avondale Heights Area** - Seeking that the Government provide and adequately resource three primary school sites in the East Keilor/Avondale Heights area, bearing 1,562 signatures (*by Mr Sercombe*)
 - Clayton North Primary School** - Seeking that Clayton North Primary School be retained, bearing 1,153 signatures (*by Dr Vaughan*)
 - Funding for Maternal and Child Health Care Services** - Seeking that - (a) families and their children continue to be allowed access to Maternal and Child Health Care Services according to their changing needs; and (b) funding be allocated to ensure these needs are met, bearing 305 signatures (*by Mr Doyle*)
 - Schools in the Parkdale Cluster** - Seeking that the Government investigate alternatives other than closure of the schools nominated in the Parkdale Cluster by the Directorate of School Education, bearing 1,492 signatures (*by Mr Leigh*)
 - Funding for Pre-Schools and Central Payment Scheme** - Seeking that the Government - (a) restore full funding to pre-schools; and (b) restore the central payment scheme for salaries, bearing 709 and 654 signatures (*by Mr Leigh and Mr Kilgour, respectively*)
 - Staffing in Small Primary Schools** - Seeking that current staffing levels are maintained in small primary schools, bearing 25 signatures (*by Mr Steggall*)
 - Norwood Primary School** - Seeking that a school be retained on the Norwood Primary School site, bearing 560 signatures (*by Mr Honeywood*)
 - Rebate on Electricity Charges** - Seeking that a rebate on electricity charges be given to low income earners, bearing 72 signatures (*by Dr Coghill*)
 - Altona Gate Primary School** - Seeking that the Government - (a) ensure the Altona Gate Primary School continue in its recently renovated and up-graded facility at Altona North; and (b) guarantee fair and reasonable funding to the school, whether merged or otherwise, bearing 670 signatures (*by Ms Kirner*).

Severally ordered to lie on the Table.

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

Statutory Rule under the Land Tax Act 1958 - S.R. No. 176.

- 4 **GRIEVANCES** - Motion made and question - That for the purposes of Sessional Order No. 4.(1), Wednesday, 20 October 1993 and Wednesday, 17 November 1993 be appointed days upon which the question "That grievances be noted" may be put (*Mr Gude*) - put and agreed to.

- 5 **GOVERNMENT SERVICES TO ETHNIC COMMUNITIES** - Motion made and question proposed - That this House commends the State Government for establishing a Senior Inter-departmental Committee to effectively co-ordinate the delivery of government services to ethnic communities throughout Victoria (*Mr Honeywood*) - and, after debate.

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

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

[Mr Speaker having left the Chair at twenty minutes past Two o'clock and resumed it at twenty-five minutes past Two o'clock at which time Questions resumed.]

- 7 **APPROPRIATION (1993-94, No. 1) BILL** - Order read for resuming debate on question - That this Bill be now read a second time.

Member named and suspended - The Honourable Member for Sunshine (*Mr Baker*) having being named by Mr Speaker for disregarding the authority of the Chair -

Motion made and question - That the Honourable Member for Sunshine (*Mr Baker*) be suspended from the service of the House (*Mr Gude*) - put.

The House divided.

AYES, 59

Mr Bildstien	Mr John	Mr Pescott	Mr Thompson
Mr Brown	Mr Kennett	Mrs Peulich	(<i>Sandringham</i>)
Mr Clark	Mr Kilgour	Mr Phillips	Mr Traynor
Mr Coleman	Mr Leigh	Mr Plowman	Mr Treasure
Mr Cooper	Mr Lupton	(<i>Benambra</i>)	Mr Turner
Mr Davis	Mr McArthur	Mr Plowman	Mrs Wade
Dr Dean	Mrs McGill	(<i>Evelyn</i>)	Mr Weideman
Mr Doyle	Mr McGrath	Mr Reynolds	Mr Wells
Mr Elder	(<i>Warrnambool</i>)	Mr Richardson	
Mrs Elliott	Mr McGrath	Mr Rowe	
Mr Finn	(<i>Wimmera</i>)	Mr Ryan	
Mr Gude	Mr McNamara	Mr Smith	
Mr Hayward	Mr Maclellan	(<i>Glen Waverley</i>)	
Mr Heffernan	(<i>Pakenham</i>)	Mr Smith	
Mrs Henderson	Mr Maughan	(<i>Polwarth</i>)	
Mr Honeywood	Dr Napthine	Mr Steggall	<i>Tellers</i>
Mr Hyams	Mr Paterson	Mr Stockdale	Mr McLellan
Mr Jasper	Mr Perrin	Mr Tanner	(<i>Frankston East</i>)
Mr Jenkins	Mr Perton	Mrs Tehan	Mr Spry

NOES, 26

Mr Andrianopoulos	Ms Garbutt	Mr Pandazopoulos	Mrs Wilson
Mr Baker	Mr Hamilton	Mr Sandon	
Mr Batchelor	Ms Kirner	Mr Seitz	
Mr Brumby	Mr Leighton	Mr Sercombe	
Dr Coghill	Mr Loney	Mr Sheehan	
Mr Cole	Ms Marple	Mr Thomson	<i>Tellers</i>
Mr Cunningham	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Haermeyer
Mr Dollis	Mr Mildenhall	Dr Vaughan	Mr Thwaites

And so it was resolved in the affirmative.

Thereupon Mr Baker withdrew from the Chamber.

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

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

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

8 **POSTPONEMENT OF ORDER OF THE DAY** - Ordered - That the consideration of Order of the Day, Government Business, No. 2, be postponed until later this day.

9 **BORROWING AND INVESTMENT POWERS (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Stockdale*).

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

Ordered - That the debate be adjourned until Wednesday, 13 October 1993.

10 **APPROPRIATION (1993-94, 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 10.00 p.m.
pursuant to Sessional Orders.*

Motion made and question - That the sitting be continued (*Mr Plowman, Evelyn*) - 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 Batchelor*) - put and agreed to.

Ordered - That the debate be adjourned until tomorrow.

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

12 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

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

No. 54 - Thursday, 30 September 1993

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

Schools in the Daylesford Cluster - Seeking that all schools in the Daylesford Schools Cluster be kept open indefinitely and continue to be staffed and resourced at their present levels, bearing 451 signatures (*by Mr Sandon*)

School Closures throughout Country Victoria - Seeking that the Government abandon its thinly disguised proposal to put education beyond the reach of many by closing schools throughout country Victoria, bearing 591 signatures (*by Mr Sandon*)

Teacher Reduction - Seeking that the Government not proceed with implementing the additional reduction in teachers, bearing 110 signatures (*by Mr Phillips*)

Petrol Pricing Equity - Seeking that the Government restore equity in petrol pricing to allow for rural communities to benefit from petrol price discounting, bearing 145 signatures (*by Mr Maughan*).

Severally ordered to lie on the Table.

- 3 **PAPERS** -

Mr Speaker presented:

Auditor-General - Special Report No. 25 on Aged Care.

Ordered to lie on the Table and to be printed.

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

Constitution Act Amendment Act 1958 - Report on the General Election, 3 October 1992.

Statutory Rules under the following Acts:

Caravan Parks and Movable Dwellings Act 1988 - S.R. No. 175, together with copies of the following documents as required by Section 32 of the Interpretation of Legislation Act 1984 to accompany the Statutory Rule:

Australian Standards:

AS 1170.1-1989 - SAA Loading Code Part 1: Dead and live loads and load combinations (as amended)

AS 1170.2-1989 - SAA Loading Code Part 2: Wind loads (as amended)

AS 1288-1989 - Glass in buildings - Selection and installation

AS 3000-1986 - SAA Wiring Rules (as amended)

AS 3001-1990 - Electrical Installations - Movable premises (including caravans) and their site installations (as amended)

AG 601-1992 - Gas Installation Code

AS 3005-1982 - Electrical installations of tents and similar temporary structures for domestic purposes

AS 3500.2-1990 - National Plumbing and Drainage Code Part 2: Sanitary plumbing and sanitary drainage

Meat Industry Act 1993 - S.R. No. 174.

-
- 4 **INQUIRY INTO THE VICTORIAN PRISON SYSTEM** - Motion made and question - That there be presented to this House a copy of the Report to the Minister for Corrections on allegations of maladministration, corruption and drug trafficking within the Victorian Prison System (*Mr McNamara*) - put and agreed to.
- 5 **PAPER** - Mr McNamara presented:
Report to the Minister for Corrections on allegations of maladministration, corruption and drug trafficking within the Victorian Prison System - Return to the foregoing Order.
Ordered to lie on the Table and be printed.
- 6 **PETROLEUM (SUBMERGED LANDS) (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 7 **SUNDAY ENTERTAINMENT (REPEAL) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 8 **OCCUPATIONAL HEALTH AND SAFETY (MISCELLANEOUS AMENDMENTS) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.
*Business having been interrupted at 2.00 p.m.
pursuant to Sessional Orders.*
- 9 **QUESTIONS** - (Pursuant to Standing Order No. 124).
[Mr Speaker having left the Chair at twenty-one minutes past Two o'clock and resumed it at thirty-six minutes past Two o'clock.]
- 10 **OCCUPATIONAL HEALTH AND SAFETY (MISCELLANEOUS AMENDMENTS) BILL** - Debate resumed on question - That this Bill be now read a second time.
Question - put.

The House divided.

AYES, 57

Mr Bildstien	Mr John	Mr Perton	Mr Stockdale
Mr Brown	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Clark	Mr Leigh	Mrs Peulich	Mrs Tehan
Mr Coleman	Mr Lupton	Mr Phillips	Mr Thompson
Mr Cooper	Mr McArthur	Mr Plowman	(<i>Sandringham</i>)
Mr Davis	Mrs McGill	(<i>Benambra</i>)	Mr Traynor
Mr Doyle	Mr McGrath	Mr Plowman	Mr Treasure
Mr Elder	(<i>Warrnambool</i>)	(<i>Evelyn</i>)	Mr Turner
Mrs Elliott	Mr McGrath	Mr Reynolds	Mrs Wade
Mr Finn	(<i>Wimmera</i>)	Mr Richardson	Mr Weideman
Mr Gude	Mr McLellan	Mr Rowe	
Mr Hayward	(<i>Frankston East</i>)	Mr Ryan	
Mr Heffernan	Mr McNamara	Mr Smith	
Mrs Henderson	Mr Maclellan	(<i>Glen Waverley</i>)	
Mr Honeywood	(<i>Pakenham</i>)	Mr Smith	
Mr Hyams	Mr Maughan	(<i>Polwarth</i>)	<i>Tellers</i>
Mr Jasper	Mr Paterson	Mr Spry	Dr Dean
Mr Jenkins	Mr Perrin	Mr Steggall	Mr Wells

NOES, 25

Mr Andrianopoulos	Mr Haermeyer	Mr Seitz	
Mr Batchelor	Mr Hamilton	Mr Sercombe	
Mr Brumby	Ms Kirner	Mr Sheehan	
Dr Coghill	Mr Leighton	Mr Thomson	
Mr Cole	Mr Loney	(<i>Pascoe Vale</i>)	
Mr Cunningham	Ms Marple	Mr Thwaites	<i>Tellers</i>
Mr Dollis	Mr Micallef	Dr Vaughan	Mr Mildenhall
Ms Garbutt	Mr Sandon	Mrs Wilson	Mr Pandazopoulos

And so it was resolved in the affirmative.

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

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

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

12 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at thirty-two minutes past Five o'clock, adjourned until Tuesday, 5 October 1993.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

No. 55, 56 and 57

No. 55 - Tuesday, 5 October 1993

- 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:
 - Myrmiong Primary School** - Seeking that Myrmiong Primary School be maintained and supported, bearing 182 signatures (*by Mr Traynor*)
 - Funding for Maternal and Child Health Services** - Seeking that the House take all necessary steps to ensure that the proposal to limit funding for Maternal and Child Health Services to 10 standard visits does not proceed, bearing 98 signatures (*by Ms Garbutt*)
 - Funding for Pre-Schools and Central Payment Scheme** - Seeking that the Government - (a) restore full funding to pre-schools; and (b) restore the central payment scheme for salaries, bearing 20 signatures (*by Ms Garbutt*)
 - Neighbourhood Houses** - Seeking that the Minister for Community Services maintains funding for neighbourhood houses so that the services offered will be available to the widest number of people, bearing 40 signatures (*by Ms Garbutt*)
 - State Education System** - Seeking that the Minister for Education - (a) abandon the quality provision process which is threatening the basis of our State Education System; (b) reject staffing proposals which reduce teacher numbers to unacceptable levels; and (c) guarantee the future of all Government schools choosing to remain in their present form, bearing 39 signatures (*by Ms Garbutt*)
 - Macleod Primary School** - Seeking that the House take all necessary steps to ensure that the Quality Provision Task Force recommendation to close the Macleod Primary School site is rejected, bearing 40 signatures (*by Ms Garbutt*)
 - Funding and Staffing for Community Rural Schools** - Seeking that full funding and staffing be continued to community rural schools to enable them to deliver a comprehensive educational curriculum and programs, bearing 633 signatures (*by Mr Ryan*)
 - Club Keno** - Seeking that Club Keno be available from Lottery Agents as well as hotels and licensed clubs, bearing 101 signatures (*by Mrs Elliott*).

Severally ordered to lie on the Table.

- 4 **ECONOMIC DEVELOPMENT COMMITTEE** - Mr Ashley brought up a Report from the Economic Development Committee upon the Inquiry into the Victorian Building and Construction Industry entitled "Evidentiary Powers of Parliamentary Committees", together with Appendices.

Ordered to lie on the Table and to be printed.

- 5 **CRIME PREVENTION COMMITTEE** - Mr Kilgour brought up the first Report from the Crime Prevention Committee upon the Inquiry into Personal Safety on the Public Transport System entitled "Developing a Safer Taxi Industry", together with Appendices and Minutes of Evidence.

Ordered to lie on the Table and the Report and Appendices to be printed.

- 6 **VACANCIES IN THE MEMBERSHIP OF THE VICTORIAN HEALTH PROMOTION FOUNDATION** - Mr Speaker announced that he had received the following communication:

20 August 1993

The Hon. John Delzoppo, JP
Speaker
Legislative Assembly
Parliament House
Spring Street
MELBOURNE VIC. 3000

Dear Mr. Delzoppo

The Tobacco Act 1987 provides for three members of Parliament to be members of the Board of the Victorian Health Promotion Foundation (VHPF).

The three year term of office of both the Hon Ronald Best, MLC and the Hon George Graeme Weideman, MP expires on 16 October, 1993. The Act allows for both members to be re-elected.

In accordance with Section 21(1)(f) of the Tobacco Act 1987, could you please arrange for a joint election of the Legislative Assembly and the Legislative Council to be held, to elect two members to the Board of the VHPF.

I have written in similar terms to the President of the Legislative Council.

Yours sincerely,

The Hon Marie Tehan, MP
Minister for Health

Motion made and question - That this House meets the Legislative Council for the purpose of sitting and voting together to elect two Members of the Parliament to the Victorian Health Promotion Foundation and proposes that the place and time of such meeting be the Legislative Assembly Chamber on Wednesday, 20 October 1993, at 6.15 p.m. (*Mr Gude*) - put and agreed to.

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

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

La Trobe University (Amendment) Bill
Water (Amendment) Bill
Unclaimed Moneys (Amendment) Bill
Summary Offences (Stolen Cattle) Bill.

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

Borrowing and Investment Powers (Amendment) Bill
Adult, Community and Further Education (Employment) Bill.

- 9 **GOVERNMENT BUSINESS PROGRAM** - Motion made and question proposed - That, pursuant to Sessional Order No. 6.(3) -

(a) the Order of the Day, Government Business, relating to the Appropriation (1993-94, No. 1) Bill be considered and completed as follows:

- (i) the second reading stage by 5 pm. on Wednesday, 6 October 1993; and
(ii) the remaining stages by 11 pm. on Wednesday, 6 October 1993;

(b) the Orders of the Day, Government Business, relating to the following Bills be considered and completed by 4.30 pm. on Thursday, 7 October 1993:

Appropriation (Parliament 1993-94, No. 1) Bill
Land (Further Amendment) Bill
Probate Duty (Amendment) Bill
Tattersall Consultations (Further Amendment) Bill.

(Mr Gude) - and, after debate -

*Time allotted for the consideration of this motion having expired
pursuant to Sessional Orders.*

Question - put.

The House divided.

AYES, 58

Mr Ashley	Mr John	Mr Perrin	Mr Stockdale
Mr Bildstien	Mr Kennett	Mr Perton	Mr Tanner
Mr Brown	Mr Kilgour	Mr Pescott	Mrs Tehan
Mr Clark	Mr Leigh	Mr Phillips	Mr Thompson
Mr Coleman	Mr Lupton	Mr Plowman	(Sandringham)
Mr Cooper	Mr McArthur	(Benambra)	Mr Traynor
Mr Davis	Mrs McGill	Mr Plowman	Mr Treasure
Dr Dean	Mr McGrath	(Evelyn)	Mr Turner
Mr Doyle	(Warrnambool)	Mr Reynolds	Mrs Wade
Mr Elder	Mr McGrath	Mr Richardson	Mr Weideman
Mrs Elliott	(Wimmera)	Mr Rowe	Mr Wells
Mr Gude	Mr McLellan	Mr Ryan	
Mr Hayward	(Frankston East)	Mr Smith	
Mr Heffernan	Mr Maclellan	(Glen Waverley)	
Mrs Henderson	(Pakenham)	Mr Smith	
Mr Honeywood	Mr Maughan	(Polwarth)	Tellers
Mr Hyams	Dr Napthine	Mr Spry	Mr Finn
Mr Jenkins	Mr Paterson	Mr Steggall	Mrs Peulich

NOES, 26

Mr Andrianopoulos	Ms Garbutt	Mr Sandon	Mrs Wilson
Mr Baker	Mr Hamilton	Mr Seitz	
Mr Batchelor	Ms Kirner	Mr Sercombe	
Mr Brumby	Mr Leighton	Mr Sheehan	
Dr Coghill	Mr Loney	Mr Thomson	
Mr Cole	Ms Marple	(Pascoe Vale)	Tellers
Mr Cunningham	Mr Micallef	Mr Thwaites	Mr Haermeyer
Mr Dollis	Mr Pandazopoulos	Dr Vaughan	Mr Mildenhall

And so it was resolved in the affirmative.

- 10 **CASINO CONTROL (FURTHER AMENDMENT) BILL** - Mrs Wade obtained leave, with Mr Gude, to bring in a Bill "to amend the 'Casino Control Act 1991' and the 'Gaming Machine Control Act 1991' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 **CASINO (MANAGEMENT AGREEMENT) BILL** - Mrs Wade obtained leave, with Mr Gude, to bring in a Bill "to ratify the management agreement for the Melbourne Casino, to amend the 'Casino Control Act 1991' and the 'Gaming Machine Control Act 1991' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 **APPROPRIATION (1993-94, 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 10.00 p.m.
pursuant to Sessional Orders.*

Motion made and question - That the sitting be continued (Mr Reynolds) - 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 McArthur*) - put and agreed to.

Ordered - That the debate be adjourned until tomorrow.

13 MESSAGES FROM THE LEGISLATIVE COUNCIL -

Acquainting the Assembly that they have agreed to meet the Assembly for the purpose of sitting and voting together to elect two Members of Parliament to the Victorian Health Promotion Foundation as proposed by the Assembly.

Agreeing to the Credit (Administration) (Amendment) Bill without amendment.

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

15 ADJOURNMENT - Motion made and question proposed - That the House do now adjourn (*Mr Gude*).

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

WEDNESDAY, 6 OCTOBER 1993

Question - put and agreed to.

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

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 56 - Wednesday, 6 October 1993

1 Mr Speaker took the Chair and read the Prayer.

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

Watsonia Heights Primary School - Seeking that Watsonia Heights Primary School be taken out of the Quality Provision Task Force and other options explored which will deliver the best educational provision for the children of Watsonia, bearing 1,130 signatures (*by Mr Phillips*)

Eastern Victorian Air Ambulance Service, Helimed I - Seeking that the House take all action possible to ensure that the Eastern Victorian Air Ambulance Service, Helimed I is not lost to the community and visitors to the Gippsland region who may require urgent medical treatment, bearing 12 signatures (*by Mr Hamilton*)

Beverford Primary School - Seeking that Beverford Primary School remain open, bearing 107 signatures (*by Mr Steggall*)

Economic and Budgetary Measures - Mortlake and District - Seeking that the Government immediately halt the devastating economic and budgetary measures that continually place at risk the rural community of Mortlake and district, bearing 283 signatures (*by Mr McGrath, Warrnambool*).

Severally ordered to lie on the Table.

- 3 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Architects Registration Board of Victoria - Report for the year 1992-93
 - Plumbers, Gasfitters and Drainers Registration Board - Report for the year 1992-93
 - Statutory Rule under the Chiropractists Act 1968 - S.R. No. 177.

- 4 **ADJOURNMENT MOTION - GOVERNMENT RESPONSE TO VICTORIAN FLOODS** - Ms Marple proposed the adjournment of the House for the purpose of discussing a definite matter of urgent public importance, namely -
 - "The need for a prompt, effective and compassionate Government response to the flooding in various parts of Victoria, recognising the magnificent efforts of emergency services personnel, volunteers and country people in the face of these disasters".

Mr Speaker having ascertained that twelve members approved of the proposed discussion -

Motion made and question - That the House do now adjourn (*Ms Marple*) - put, after debate, and negatived.

Motion made, by leave, and question - That the House does not support the procedural motion "That the House do now adjourn" but expresses unanimous support for the view that there is "The need for a prompt, effective and compassionate Government response to the flooding in various parts of Victoria, recognising the magnificent efforts of emergency services personnel, volunteers and country people in the face of these disasters". (*Ms Marple*) - put and agreed to.

- 5 **CATTLE AND SWINE COMPENSATION (AMENDMENT) BILL** - Mr McGrath (*Wimmera*) obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Cattle Compensation Act 1967' and the 'Swine Compensation Act 1967'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 6 **TEACHING SERVICE (AMENDMENT) BILL** - Mr Hayward obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Teaching Service Act 1981' to create a Principal Class within the teaching service, to remove the requirements for employment registers and to revise procedures for inquiring into the conduct of members of the teaching service, and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 7 **GAS AND FUEL CORPORATION (HEATANE GAS) BILL** - Mr Plowman (*Evelyn*), pursuant to motion moved on his behalf by Mr Gude, obtained leave, with Mrs Tehan, to bring in a Bill "*to facilitate the transfer of certain pipelines in connection with the transfer and operation of the Heatane gas business of the Gas and Fuel Corporation of Victoria, to amend the 'Gas and Fuel Corporation Act 1958' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 8 **PHARMACISTS (AMENDMENT) BILL** - Mrs Tehan obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Pharmacists Act 1974' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 9 **LIQUOR CONTROL (AMENDMENT) BILL** - Mr Heffernan obtained leave, with Mr Gude, to bring in a Bill "to amend the 'Liquor Control Act 1987' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 **LAND TAX (FURTHER AMENDMENT) BILL** - Mr Stockdale, pursuant to motion moved on his behalf by Mr Gude, obtained leave, with Mr McGrath (*Wimmera*), to bring in a Bill "to amend the 'Land Tax Act 1958' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 **STATE OWNED ENTERPRISES (AMENDMENT) BILL** - Mr Stockdale, pursuant to motion moved on his behalf by Mr Gude, obtained leave, with Mr Heffernan, to bring in a Bill "to amend the 'State Owned Enterprises Act 1992' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 **VICTORIA POLICE - ADMINISTRATION AND MANAGEMENT** - Motion made and question proposed - That this House commends the newly elected Government on its initiative to take measures to improve the administration and management of the Victoria Police (*Mr Smith, Glen Waverley*).
*Business having been interrupted at 2.00 p.m.
pursuant to Sessional Orders.*
- 13 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 14 **CASINO CONTROL (FURTHER AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Wade*).
Motion made and question - That the debate be now adjourned (*Mrs Wilson*) - put and agreed to.
Ordered - That the debate be adjourned until Wednesday, 20 October 1993.
- 15 **CASINO (MANAGEMENT AGREEMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Wade*).
Motion made and question - That the debate be now adjourned (*Mrs Wilson*) - put and agreed to.
Ordered - That the debate be adjourned until Wednesday, 20 October 1993.
- 16 **APPROPRIATION (1993-94, No. 1) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.
Allocation of Time - Time allocated pursuant to Sessional Orders for the second reading of this Bill having expired -
Bill read a second time and committed; considered in Committee and reported without amendment; read a third time.
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 17 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Gude*) - put and agreed to.

- 18 **ADJOURNMENT** - Motion made and question proposed - That the House do now adjourn (*Mr Gude*).

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

THURSDAY, 7 OCTOBER 1993

Question - put and agreed to.

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

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 57 - Thursday, 7 October 1993

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
 - Closure of Primary Schools** - Seeking that there be no further closures of primary schools, particularly in the Ringwood area, bearing 1,137 signatures (*by Mr Ashley*)
 - Workers Compensation System** - Seeking that all steps are taken to ensure that injured workers are covered by a fair and just workers compensation system which provides decent benefits and genuine rehabilitation and return to work programs, bearing 5,323 signatures (*by Mr Micallef*).

Severally ordered to lie on the Table.
- 3 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Land Conservation Council - Reports for the years 1991-92 and 1992-93 (two papers)
 - Melbourne Water Corporation - Report for the year 1992-93.
- 4 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until Tuesday, 19 October 1993 (*Mr Gude*) - put and agreed to.
- 5 **CATTLE AND SWINE COMPENSATION (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr McGrath, Wimmera*).
 Motion made and question - That the debate be now adjourned (*Mr Hamilton*) - put and agreed to.
 Ordered - That the debate be adjourned until Thursday, 21 October 1993.

-
- 6 **PHARMACISTS (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Tehan*).
- Motion made and question - That the debate be now adjourned (*Ms Garbutt*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 21 October 1993.
- 7 **LAND TAX (FURTHER AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Stockdale*).
- Motion made and question - That the debate be now adjourned (*Mr Baker*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 21 October 1993.
- 8 **STATE OWNED ENTERPRISES (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Stockdale*).
- Motion made and question - That the debate be now adjourned (*Mr Thomson, Pascoe Vale*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 21 October 1993.
- 9 **APPROPRIATION (PARLIAMENT 1993-94, No. 1) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

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

- 10 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 11 **LAND (FURTHER 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, 57

Mr Ashley	Mr Kennett	Mr Pescott	Mr Tanner
Mr Bildstien	Mr Kilgour	Mrs Peulich	Mr Thompson
Mr Brown	Mr Leigh	Mr Phillips	(Sandringham)
Mr Clark	Mr Lupton	Mr Plowman	Mr Traynor
Mr Coleman	Mr McArthur	(Benambra)	Mr Treasure
Mr Cooper	Mrs McGill	Mr Plowman	Mr Turner
Mr Davis	Mr McGrath	(Evelyn)	Mrs Wade
Mr Doyle	(Wimmera)	Mr Reynolds	Mr Weideman
Mr Elder	Mr McLellan	Mr Richardson	Mr Wells
Mrs Elliott	(Frankston East)	Mr Rowe	
Mr Gude	Mr McNamara	Mr Ryan	
Mr Hayward	Mr Maclellan	Mr Smith	
Mr Heffernan	(Pakenham)	(Glen Waverley)	
Mrs Henderson	Mr Maughan	Mr Smith	
Mr Honeywood	Dr Naphtine	(Polwarth)	
Mr Jasper	Mr Paterson	Mr Spry	Tellers
Mr Jenkins	Mr Perrin	Mr Steggall	Dr Dean
Mr John	Mr Perton	Mr Stockdale	Mr Finn

NOES, 24

Mr Andrianopoulos	Mr Dollis	Mr Mildenhall	Dr Vaughan
Mr Baker	Ms Garbutt	Mr Pandazopoulos	Mrs Wilson
Mr Batchelor	Mr Haermeyer	Mr Seitz	
Mr Brumby	Ms Kirner	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Sheehan	Tellers
Mr Cole	Ms Marple	Mr Thomson	Mr Loney
Mr Cunningham	Mr Micallef	(Pascoe Vale)	Mr Thwaites

And so it was resolved in the affirmative.

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

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

- 12 **PROBATE DUTY (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.

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

- 13 **TATTERSALL CONSULTATIONS (FURTHER AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and, by leave, read a third time forthwith with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

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

- 14 **ROAD SAFETY (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Brown*).
- Mr Brown made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*
- Motion made and question - That the debate be now adjourned (*Mr Batchelor*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 21 October 1993.
- 15 **TEACHING SERVICE (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr McGrath, Wimmera*).
- Mr McGrath (Wimmera) made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*
- Motion made and question - That the debate be now adjourned (*Mr Sandon*) - put and agreed to.
- Ordered, after debate - That the debate be adjourned until Thursday, 21 October 1993.
- 16 **GAS AND FUEL CORPORATION (HEATANE GAS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Plowman, Evelyn*).
- Mr Plowman (Evelyn) made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*
- Motion made and question - That the debate be now adjourned (*Mr Thomson, Pascoe Vale*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 21 October 1993.
- 17 **LIQUOR CONTROL (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Heffernan*).
- Motion made and question - That the debate be now adjourned (*Mr Leighton*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 21 October 1993.
- 18 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr McGrath, Wimmera*) - put and agreed to.
- 19 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
- And the House, at fifty-eight minutes past Five o'clock, adjourned until Tuesday, 19 October 1993.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

No. 58, 59 and 60

No. 58 - Tuesday, 19 October 1993

- 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:

Funding for Maternal and Child Health Services - Seeking that the House take all necessary steps to ensure that the proposal to limit funding for Maternal and Child Health Services to 10 standard visits does not proceed, bearing 44 signatures (*by Ms Garbutt*)

Funding for Pre-Schools and Central Payment Scheme - Seeking that the Government - (a) restore full funding to pre-schools; and (b) restore the central payment scheme for salaries, bearing 155 and 1,031 signatures (*by Ms Garbutt and Mr McGrath, Warrnambool, respectively*)

Retention of Small Rural Schools - Seeking that the Government ensures the retention of the small rural school option within the Victorian education system, bearing 3,098 signatures (*by Mr Tanner*)

Task Force Recommendations and Funding for Schools in the Western suburbs - Seeking that the Minister for Education and the Government - (a) respect the wishes of local communities by implementing the Task Force recommendations without alteration; and (b) guarantee an equitable and reasonable level of funding for schools in the Western suburbs which takes into account the social and economic needs of the area, bearing 1,677 signatures (*by Mr Mildenhall*)

Proposed Funding Cuts and Structural Changes for Kindergartens - Seeking that the Government not proceed with the proposed reduction to funding and the recommended structural changes for kindergartens, bearing 224 signatures (*by Mr Seitz*)

Human Life Experimentation - Seeking that legislation be enacted to prohibit harmful and destructive experimentation on human life, bearing 16 signatures (*by Mr Cooper*).

Severally ordered to lie on the Table.

- 4 **ENVIRONMENT AND NATURAL RESOURCES COMMITTEE** - Mr Perrin, Chairman, brought up an Interim Report from the Environment and Natural Resources Committee upon an Inquiry into Eductor Dredging in Victoria, together with Appendices, Minority Report, and Extracts from the Proceedings of the Committee.

Ordered to lie on the Table and to be printed.

5 SCRUTINY OF ACTS AND REGULATIONS COMMITTEE - Mr Perton, Chairman, brought up the following Reports from the Scrutiny of Acts and Regulations Committee:

Interim Report on the Review of the Victorian *Equal Opportunity Act 1984*

Report being the Alert Digest No. 15 of 1993 on -

Road Safety (Amendment) Bill

City of Melbourne Bill

Teaching Service (Amendment) Bill

Gas and Fuel Corporation (Heatane Gas) Bill

Casino Control (Further Amendment) Bill

together with an Appendix.

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

6 PAPERS -

Mr Speaker presented:

Accident Compensation Act 1985 -

Victorian WorkCover Authority - Report for the year 1992-93

Actuarial Report on WorkCover for the period ended 30 June 1993.

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:

Auditor-General's Office - Report for the year 1992-93

Coal Corporation of Victoria - Report for the year 1992-93

Crown Land (Reserves) Act 1978 - Order pursuant to Sections 17D and 17DA giving approval to the granting of a lease

Egg Industry Licensing Committee - Report for the period ended 11 June 1993

Egg Marketing Board - Report for the period ended 11 June 1993

Estate Agents Board - Report for the year 1992-93

Gas and Fuel Corporation of Victoria - Report for the year 1992-93

Interpretation of Legislation Act 1984, section 32(4)(b) - Local Government Regulations 1990 (S.R. No. 64/1990) - Copies of the following amended documents replacing documents tabled on 13 May 1993 which were applied, adopted or incorporated by the Local Government (Reporting and Accounting) Regulations 1992 (S.R. No. 276/1992):

Statement of Accounting Concepts SAC 4 - Definition and Recognition of the Elements of Financial Statements (issued 3.92) (amended 3.93) pp. 0053-0056, 0085-0086

Australian Accounting Standard AAS 1 - Profit and Loss or other Operating Statements (DS 1.2/301) (issued 12.73) (reissued 11.89) (reissued 8.92) (amended 6.93) pp. 1005-1006

Australian Accounting Standard AAS 4 - Depreciation of Non-Current Assets (DS 5/302) (issued 4.74) (reissued 11.89) (reissued 4.93)

Australian Accounting Standard AAS 10 - Accounting for the Revaluation of Non-Current Assets (issued 6.81) (reissued 9.91) (reissued 4.93)

Australian Accounting Standard AAS 24 - Consolidated Financial Reports (issued 6.90) (reissued 9.91) (amended 6.93) pp. 1291-1292, 1299-1300, 1321-1322

- Australian Accounting Standard AAS 25 - Financial Reporting by Superannuation Plans (issued 8.90) (revised 5.92) (amended 6.93)
- Australian Accounting Standard AAS 27 - Financial Reporting by Local Governments (issued 7.91) (reissued 9.93)
- Australian Accounting Standard AAS 28 - Statement of Cash Flows (issued 12.91) (amended 6.93) pp. 1487-1488
- Statement of Auditing Standards AUS 1 - (issued 2.77) (reissued 1.83) (revised 11.90) (amended 6.93) pp. 2010.1-2010.2
- Statement of Auditing Practice AUP 12 - Consideration of the Internal Control Structure and its Impact on Risk Assessment in a Financial Report Audit (issued 1.83) (revised 3.93)
- Statement of Auditing Practice AUP 14 - Audit Evidence - Confirmation of Receivables (issued 1.83) Supplement 1 (issued 12.92) pp. 3122.1-3122.8
- Statement of Auditing Practice AUP 16 - The Auditor's Responsibility for Detecting and Reporting Irregularities including Fraud, Other Illegal Acts and Error (issued 6.83) (revised 3.93)
- Statement of Auditing Practice AUP 30 - Inherent and Control Risk Assessments and their Impact on Substantive Procedures (issued 7.90) (withdrawn 3.93)
- Statement of Auditing Practice AUP 32 - Audit Independence (issued 8.92) (amended 6.93) pp. 3295-3296
- Members of Parliament (Register of Interests) Act 1978 - Summary of Returns - June 1993 and Summary of Variations notified between 19 May and 1 October 1993 - Ordered to be printed
- Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:
 - Ballaarat City Planning Scheme - No. L50
 - Ballarat Shire Planning Scheme - No. L50
 - Bright Planning Scheme - No. L27
 - Brunswick Planning Scheme - No. L15
 - Bungaree Planning Scheme - No. L50
 - Collingwood Planning Scheme - No. L16
 - Echuca Planning Scheme - Nos. L7, L12B
 - Greater Geelong Planning Scheme - Nos. L24, R19, R21, R26
 - Grenville Planning Scheme - No. L50
 - Hastings Planning Scheme - No. L105
 - Heidelberg Planning Scheme - No. L53
 - Maffra Planning Scheme - No. L24
 - Malvern Planning Scheme - No. L20
 - Melton Planning Scheme - No. L23
 - Moe Planning Scheme - No. L27
 - Otway Planning Scheme - No. L15
 - Sebastopol Planning Scheme - No. L50
 - Seymour Planning Scheme - No. L26
 - South Gippsland Planning Scheme - No. L20
 - Traralgon City Planning Scheme - No. L41
 - Wangaratta Shire Planning Scheme - No. L9
 - Warrnambool City Planning Scheme - Nos. L40 Part 1, L43
 - Wodonga Planning Scheme - No. L51
 - Woorayl Planning Scheme - No. L46
- Premier and Cabinet Department - Report for the year 1992-93
- Public Prosecutions Office - Report of the Director for the year 1991-92

Public Service Commissioner - Report for the period ended 30 June 1993

Renewable Energy Authority Victoria - Report for the year 1992-93

Rural Finance Act 1988 - Direction by the Treasurer to the Rural Finance Corporation to establish, operate and administer a scheme of assistance for persons affected by floods in northern and north-eastern Victoria

South West College of TAFE - Report for the year 1992 (with an addendum), together with a communication from the Minister for Tertiary Education and Training of the reasons for the delay in tabling

Statutory Rules under the following Acts:

Corrections Act 1986 - S.R. No. 180

Local Government Act 1989 - S.R. No. 179, together with copies of the following documents as required by Section 32 of the Interpretation of Legislation Act 1984 to accompany the Statutory Rule:

Statement of Auditing Practice AUP 34 - Knowledge of the Client's Business (issued March 1993)

Statement of Auditing Practice AUP 35 - Communication to Management on matters arising from an Audit (issued March 1993)

Optometrists Registration Act 1958 - S.R. No. 181

Sentencing Act 1991 - S.R. No. 182

Supreme Court Act 1986 - S.R. No. 182

Tobacco Act 1987 - S.R. No. 178

Tomato Industry Negotiating Committee - Report for the period ended 30 June 1993

Victoria Grants Commission - Report for the year ended 31 August 1993

Victorian Dairy Industry Authority - Report for the year 1992-93

Victorian Institute of Forensic Pathology - Report for the year 1991-92

Wine Grape Industry Negotiating Committee - Report for the year 1992-93.

The following proclamations fixing operative dates were laid upon the Table by the Clerk pursuant to an Order of the House dated 27 October 1992:

Barley Marketing Act 1993 - Whole Act on 11 October 1993 (*Gazette No. G39, 7 October 1993*)

Murray-Darling Basin Act 1993 - Whole Act on 6 October 1993 (*Gazette No. S73, 6 October 1993*).

7 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - ASSENT TO BILL - Informing the Assembly that he had, on 12 October 1993, given the Royal Assent to the Credit (Administration) (Amendment) Bill presented to him by the Clerk of the Parliaments.

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

Casino Control (Further Amendment) Bill

Casino (Management Agreement) Bill

Cattle and Swine Compensation (Amendment) Bill

Gas and Fuel Corporation (Heatane Gas) Bill

Land Tax (Further Amendment) Bill

Liquor Control (Amendment) Bill

State Owned Enterprises (Amendment) Bill
Teaching Service (Amendment) Bill.

9 **COMMUNICATION FROM PRESIDENT OF THE SENATE - ATTENDANCE OF MEMBERS BEFORE SENATE COMMITTEE** - Mr Speaker announced that he had received the following communication from the President of the Senate:

5 October 1993

The Honourable J E Delzoppo MLA
Speaker
Legislative Assembly of Victoria
Parliament House
MELBOURNE VIC 3002

Dear Mr Speaker

The Senate acquaints the Legislative Assembly with a resolution agreed to by the Senate this day, which is, in relevant part:

That the Senate requests the Legislative Assembly to require the attendance of the following persons before the Senate Select Committee on the Functions, Powers and Operation of the Australian Loan Council to provide public evidence:

The Honourable J E Kirner MLA
The Honourable A J Sheehan MLA.

The Senate refers the Legislative Assembly to the First and Second Reports of the Senate Select Committee on the Functions, Powers and Operation of the Australian Loan Council, concerning this resolution, copies of which are enclosed.

Yours sincerely

Kerry W Sibraa

Motion made, by leave, and question - That leave be given to the Honourable J. E. Kirner, A. M., the Member for Williamstown and the Honourable A. J. Sheehan, the Member for Northcote, to attend, if they think fit, as witnesses before the Senate Select Committee on the Functions, Powers and Operation of the Australian Loan Council (*Mr Gude*) - put and agreed to.

Ordered - That Mr. Speaker advise the President of the Senate of the said resolution.

10 **GOVERNMENT BUSINESS PROGRAM** - Motion made and question - That, pursuant to Sessional Order No. 6.(3), the following Orders of the Day, Government Business, relating to the following Bills be considered and completed by 4.30 pm on Thursday, 21 October 1993:

Mineral Resources Development (Amendment) Bill
Rural Finance (VEDC Abolition) Bill
Health (Amendment) Bill
Physiotherapists (Amendment) Bill
Tobacco (Amendment) Bill
Racing (Further Amendment) Bill
Evidence (Proof of Offences) Bill

Public Sector Management (Amendment) Bill.

(Mr Gude) - put, after debate, and agreed to.

- 11 **MINERAL RESOURCES DEVELOPMENT (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, 55

Mr Ashley	Mr Kennett	Mr Perrin	Mr Stockdale
Mr Brown	Mr Kilgour	Mr Perton	Mr Tanner
Mr Clark	Mr Lupton	Mr Pescott	Mrs Tehan
Mr Coleman	Mr McArthur	Mrs Peulich	Mr Thompson
Mr Cooper	Mrs McGill	Mr Phillips	(Sandringham)
Mr Davis	Mr McGrath	Mr Plowman	Mr Traynor
Dr Dean	(Warrnambool)	(Benambra)	Mr Treasure
Mr Doyle	Mr McGrath	Mr Plowman	Mr Turner
Mr Elder	(Wimmera)	(Evelyn)	Mrs Wade
Mrs Elliott	Mr McLellan	Mr Reynolds	Mr Weideman
Mr Gude	(Frankston East)	Mr Ryan	Mr Wells
Mr Heffernan	Mr McNamara	Mr Smith	
Mrs Henderson	Mr Maclellan	(Glen Waverley)	
Mr Hyams	(Pakenham)	Mr Smith	Tellers
Mr Jasper	Mr Maughan	(Polwarth)	Mr Finn
Mr Jenkins	Dr Napthine	Mr Spry	Mr Rowe
Mr John	Mr Paterson	Mr Steggall	

NOES, 25

Mr Andrianopoulos	Ms Garbutt	Mr Roper	Mr Thwaites
Mr Baker	Mr Haermeyer	Mr Sandon	Dr Vaughan
Mr Batchelor	Mr Hamilton	Mr Seitz	Mrs Wilson
Mr Brumby	Mr Leighton	Mr Sercombe	
Dr Coghill	Ms Marple	Mr Sheehan	Tellers
Mr Cole	Mr Micallef	Mr Thomson	Mr Loney
Mr Dollis	Mr Pandazopoulos	(Pascoe Vale)	Mr Mildenhall

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 10.00 p.m.
pursuant to Sessional Orders - Mr Speaker took the Chair*

- 12 **ADJOURNMENT** - Question - That the House do now adjourn - proposed and, after debate, Mr Speaker left the Chair at fifty-four minutes past Ten o'clock.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 59 - Wednesday, 20 October 1993

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **ORDER OF THE DAY DISCHARGED** - Motion made, by leave, and question - That the following Order of the Day, Government Business, be read and discharged:
Crimes (Amendment) Bill - Second reading - Resumption of debate.
and that the Bill be withdrawn (*Mr Gude*) - put and agreed to.
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
Funding for Pre-Schools and Central Payment Scheme - Seeking that the Government - (a) restore full funding to pre-schools; and (b) restore the central payment scheme for salaries, bearing 74 signatures (*by Mr Phillips*)
Casual Replacement Teacher Budget - Seeking that - (a) there be a re-allocation of the Casual Replacement Teacher budget for the 1994 school year to a more realistic level; and (b) the teacher/pupil ratio for the 1994 school year be maintained at the 1993 level, bearing 189 signatures (*by Mr Phillips*)
State Deficit Levy - Seeking that the House immediately withdraw the State Deficit Levy, bearing 111 signatures (*by Mr Micallef*).
Severally ordered to lie on the Table.
- 4 **PARLIAMENTARY DEPARTMENTS, AND PRESIDING OFFICERS' REPORTS** - Motion made, by leave, and question - That there be presented to this House a copy of the Reports of the Department of the Legislative Assembly; Department of the Library; Department of the Victorian Parliamentary Debates; Department of the House Committee, for the year 1992-93 and the Report of the Presiding Officers for the period October 1992 to September 1993 (*Mr McGrath, Warrnambool*) - put and agreed to.
- 5 **PAPERS** - Mr McGrath (*Warrnambool*) presented:
Reports of the Department of the Legislative Assembly; Department of the Library; Department of the Victorian Parliamentary Debates; Department of the House Committee, for the year 1992-93 and the Report of the Presiding Officers for the period October 1992 to September 1993 - Return to the foregoing Order.
Severally ordered to lie on the Table.
- 6 **PAPERS** -
Mr Speaker presented:
Finance 1992-93 - Statement of the Receipts and Payments of the Consolidated Fund and the Trust Fund for the year ended 30 June 1993 accompanied by the Report of the Auditor-General, and by the documents specified in the forty-seventh section of the Audit Act.
Ordered to lie on the Table and to be printed.
The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
Statutory Rule under the Physiotherapists Act 1978 - S.R. No. 187
Victorian Conservation Trust - Report for the year 1992-93.

- 7 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to provide for the construction of gifts and dispositions of property made in favour of the Braille and Talking Book Library and for other purposes*".
- 8 **ASSOCIATION FOR THE BLIND (BRAILLE AND TALKING BOOK LIBRARY) BILL** - On the motion of Mr Hayward, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 9 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to re-constitute the City of Melbourne, to amend the 'Local Government Act 1989', to alter the boundaries of specified Councils and for other purposes*".
- 10 **CITY OF MELBOURNE BILL** - On the motion of Mr Gude, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 11 **GRIEVANCES** - Question - That grievances be noted - put, after debate, and agreed to.
*Business having been interrupted at 2.00 p.m.
 pursuant to Sessional Orders.*
- 12 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 13 **STOCK (SELLER LIABILITY AND DECLARATIONS) BILL** - Mr McGrath (*Wimmera*) obtained leave, with Mr Gude, to bring in a Bill "*to impose certain minimum conditions on the sale of stock and to establish a system of seller declarations as to the state of stock to be sold and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 14 **LIMITATION OF ACTIONS (AMENDMENT) BILL** - Mr Stockdale obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Limitation of Actions Act 1958' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 15 **CHOICE OF LAW (LIMITATION PERIODS) BILL** - Mr Stockdale obtained leave, with Mr Gude, to bring in a Bill "*relating to limitation periods for choice of law purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 16 **STATE TAXATION (FURTHER AMENDMENT) BILL** - Mr Stockdale obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Business Franchise (Tobacco) Act 1974', the 'Financial Institutions Duty Act 1982', the 'Land Tax Act 1958', the 'Pay-roll Tax Act 1971' and 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.
- 17 **STAMPS (FURTHER AMENDMENT) BILL** - Mr Stockdale obtained leave, with Mr Gude, 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.
- 18 **EDUCATION (AMENDMENT) BILL** - Mr Hayward, after debate, obtained leave, with Mr Gude, 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.

- 19 **NURSES BILL** - Mrs Tehan obtained leave, with Mr Gude, to bring in a Bill "to make provision for the registration of nurses, investigation into the professional conduct and fitness to practise of registered nurses, to establish the Nurses Board of Victoria and the Nurses Board Fund of Victoria, to repeal the 'Nurses 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 **MINERAL RESOURCES DEVELOPMENT (AMENDMENT) BILL** - Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time.
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 21 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Tattersall Consultations (Further Amendment) Bill without amendment.
- 22 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos 2 to 9 inclusive, be postponed until later this day.
- 23 **JURIES (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Plowman, Evelyn*).
Motion made and question - That the debate be now adjourned (*Mr Cole*) - put and agreed to.
Ordered - That the debate be adjourned until Wednesday, 3 November 1993.
- 24 **PUBLIC SECTOR MANAGEMENT (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, 55

Mr Ashley	Mr Jenkins	Mr Maughan	Mr Spry
Mr Bildstien	Mr John	Dr Napthine	Mr Steggall
Mr Brown	Mr Kennett	Mr Paterson	Mr Tanner
Mr Clark	Mr Kilgour	Mr Perrin	Mrs Tehan
Mr Coleman	Mr Leigh	Mr Perton	Mr Traynor
Mr Cooper	Mr Lupton	Mr Pescott	Mr Treasure
Mr Davis	Mr McArthur	Mrs Peulich	Mr Turner
Dr Dean	Mrs McGill	Mr Phillips	Mr Weideman
Mr Doyle	Mr McGrath	Mr Plowman	Mr Wells
Mr Elder	(<i>Warrnambool</i>)	(<i>Evelyn</i>)	
Mrs Elliott	Mr McGrath	Mr Reynolds	
Mr Finn	(<i>Wimmera</i>)	Mr Rowe	
Mr Gude	Mr McLellan	Mr Ryan	<i>Tellers</i>
Mr Hayward	(<i>Frankston East</i>)	Mr Smith	Mr Plowman
Mr Heffernan	Mr McNamara	(<i>Glen Waverley</i>)	(<i>Benambra</i>)
Mrs Henderson	Mr Maclellan	Mr Smith	Mr Thompson
Mr Hyams	(<i>Pakenham</i>)	(<i>Polwarth</i>)	(<i>Sandringham</i>)

NOES, 25

Mr Andrianopoulos	Ms Garbutt	Mr Roper	Mr Thwaites
Mr Baker	Mr Haermeyer	Mr Sandon	Dr Vaughan
Mr Batchelor	Mr Hamilton	Mr Seitz	Mrs Wilson
Mr Brumby	Ms Kirner	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Sheehan	<i>Tellers</i>
Mr Cole	Mr Loney	Mr Thomson	Mr Mildenhall
Mr Dollis	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Pandazopoulos

And so it was resolved in the affirmative.

Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee.

Committee reported progress.

*Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders - Mr Speaker took the Chair*

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

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 60 - Thursday, 21 October 1993

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **ROAD SAFETY (AMENDMENT) BILL** - Pursuant to section 85 of the *Constitution Act* 1975, Mr Gude gave a notice of intention to make a statement of the reasons for altering or varying that section by the *Road Safety Act* 1986 and the *Marine Act* 1988 as proposed to be amended by the Road Safety (Amendment) Bill.
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
 - Funding for Pre-Schools and Central Payment Scheme** - Seeking that the Government - (a) restore full funding to pre-schools; and (b) restore the central payment scheme for salaries, bearing 158 signatures (*by Ms Garbutt*)
 - Neighbourhood Houses** - Seeking that the Minister for Community Services maintains funding for neighbourhood houses so that the services offered will be available to the widest number of people, bearing 23 signatures (*by Ms Garbutt*)

Proposed Funding Cuts and Structural Changes for Kindergartens - Seeking that the Government not proceed with the proposed funding cuts and the recommended structural changes for kindergartens, bearing 45 signatures (by Mr Tanner).

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:

Capital Works Authority - Report for the year 1992-93

Dietitians Board of Victoria - Report for the year 1992-93

Environment Protection Authority - Report for the year 1992-93

Film Victoria - Report for the year 1992-93

Geelong Performing Arts Centre Trust - Report for the year 1992-93

Government Employee Housing Authority - Report for the year 1992-93

Historic Buildings Council - Report for the year 1992-93

Infertility (Medical Procedures) Act 1984 - Report by the Secretary, Department of Health and Community Services to the Minister for Health pursuant to S. 22(4)

Libraries Board of Victoria - Report for the year 1992-93

Liquor Licensing Commission - Report for the year 1992-93

National Gallery of Victoria - Report for the year 1992-93

Northern Victorian Fresh Tomato Industry Development Committee - Report for the year 1992-93

Public Record Office - Report of the Keeper of the Public Records for the year 1992-93

Public Transport Corporation - Report for the year 1992-93

Small Business Development Corporation - Report for the year 1992-93

State Film Centre of Victoria Council - Report for the year 1992-93

State Insurance Office - Report for the year 1992-93

Statutory Rules under the following Acts:

Boilers and Pressure Vessels Act 1970 - S.R. Nos. 188, 189

Instruments Act 1958 - S.R. No. 185

Property Law Act 1958 - S.R. No. 184

Subdivision Act 1988 - S.R. No. 186

Transfer of Land Act 1958 - S.R. Nos. 183, 186

Victorian Health Promotion Foundation - Report for the year 1992-93

Victorian Strawberry Industry Development Committee - Report for the period ended 30 June 1993.

- 5 **VACANCIES IN THE MEMBERSHIP OF THE VICTORIAN HEALTH PROMOTION FOUNDATION** - Mr Speaker reported that, on Wednesday, 20 October 1993, the House met with the Legislative Council in the Assembly Chamber for the purpose of sitting and voting together to elect Members of the Parliament of Victoria to the Victorian Health Promotion Foundation and that -

The Honourable Ronald Alexander Best, M.L.C. and
The Honourable George Graeme Weideman, M.P. -

had been duly elected to the Victorian Health Promotion Foundation.

- 6 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Occupational Health and Safety (Miscellaneous Amendments) Bill without amendment.
- 7 **CRIMES (AMENDMENT) BILL (No. 2)** - Mr John obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Crimes Act 1958' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 **CLASSIFICATION OF FILMS AND PUBLICATIONS (AMENDMENT) BILL** - Mr John obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Classification of Films and Publications Act 1990' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 **BUILDING BILL** - Mr Maclellan (*Pakenham*) obtained leave, with Mr Gude, to bring in a Bill "*to bring in a Bill to provide for the regulation of building and building standards, to amend various Acts and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 **EDUCATION (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Hayward*).
- Mr Hayward made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*
- Motion made and question - That the debate be now adjourned (*Mr Sandon*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 4 November 1993.
- 11 **LIMITATION OF ACTIONS (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Stockdale*).
- Mr Stockdale made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*
- Motion made and question - That the debate be now adjourned (*Mr Baker*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 4 November 1993.
- 12 **STAMPS (FURTHER AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Stockdale*).
- Motion made and question - That the debate be now adjourned (*Mr Baker*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 4 November 1993.

13. **PUBLIC SECTOR MANAGEMENT (AMENDMENT) BILL** - Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

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

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

Amendment proposed - That all the words after "That" be omitted with the view of inserting in place thereof the words "this Bill be withdrawn and redrafted to provide health warnings on cigarette packets in accordance with the agreement made at the July Ministerial Council on Drug Strategy" (*Mr Roper*) - and, after debate -

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

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

16. **TOBACCO (AMENDMENT) BILL** - Debate resumed 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 health warnings on cigarette packets in accordance with the agreement made at the July Ministerial Council on Drug Strategy".

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

The House divided.

AYES, 53

Mr Ashley	Mr Kilgour	Mr Perrin	Mr Tanner
Mr Bildstien	Mr Leigh	Mrs Peulich	Mrs Tehan
Mr Brown	Mr Lupton	Mr Phillips	Mr Thompson
Mr Clark	Mr McArthur	Mr Plowman	(<i>Sandringham</i>)
Mr Coleman	Mrs McGill	(<i>Benambra</i>)	Mr Traynor
Mr Cooper	Mr McGrath	Mr Plowman	Mr Treasure
Mr Doyle	(<i>Warrnambool</i>)	(<i>Evelyn</i>)	Mr Turner
Mr Elder	Mr McGrath	Mr Reynolds	Mr Weideman
Mrs Elliott	(<i>Wimmera</i>)	Mr Rowe	Mr Wells
Mr Finn	Mr McLellan	Mr Ryan	
Mr Gude	(<i>Frankston East</i>)	Mr Smith	
Mr Hayward	Mr McNamara	(<i>Glen Waverley</i>)	
Mr Heffernan	Mr Maclellan	Mr Smith	
Mrs Henderson	(<i>Pakenham</i>)	(<i>Polwarth</i>)	
Mr Hyams	Mr Maughan	Mr Spry	<i>Tellers</i>
Mr Jasper	Dr Napthine	Mr Steggall	Mr Davis
Mr Jenkins	Mr Paterson	Mr Stockdale	Dr Dean

NOES, 26

Mr Andrianopoulos	Ms Garbutt	Mr Pandazopoulos	Mrs Wilson
Mr Baker	Mr Hamilton	Mr Roper	
Mr Batchelor	Ms Kirner	Mr Seitz	
Mr Brumby	Mr Leighton	Mr Sercombe	
Dr Coghill	Mr Loney	Mr Sheehan	
Mr Cole	Ms Marple	Mr Thomson	<i>Tellers</i>
Mr Cunningham	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Haermeyer
Mr Dollis	Mr Mildenhall	Dr Vaughan	Mr Thwaites

And so it was resolved in the affirmative.

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

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

- 17 **RACING (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.

Ordered - To be committed later this day.

Motion made and question - That it be an instruction to the Committee that they have power to consider amendments and a New Clause to provide that - (a) the amount of advances payable by the Totalizator Agency Board in accordance with section 1161(7) of the *Racing Act* 1958 for the year ended 31 July 1993 be a specified amount; and (b) in the event that the Board is unable to pay that full amount, the balance be provided from the Development Reserve kept under section 1160(3)(bc) of that Act (*Mr Reynolds*) - put and agreed to.

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

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

- 18 **RURAL FINANCE (VEDC ABOLITION) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

Allocation of time - Mr Speaker advised that the time allocated for consideration of Bills pursuant to Resolution of House on Tuesday, 19 October 1993 had expired -

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

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

- 19 **HEALTH (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; Bill read a second and third time.

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

- 20 **PHYSIOTHERAPISTS (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; Bill read a second and third time.
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 21 **EVIDENCE (PROOF OF OFFENCES) BILL** - Order read for the consideration of the amendments made by the Legislative Council.
And the said amendments were read a second time and agreed to by the House.
Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 22 **ASSOCIATION FOR THE BLIND (BRAILLE AND TALKING BOOK LIBRARY) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr McNamara*).
Motion made and question - That the debate be now adjourned (*Mr Cole*) - put and agreed to.
Ordered - That the debate be adjourned until Thursday, 4 November 1993.
- 23 **CITY OF MELBOURNE BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Maclellan, Pakenham*).
Mr Maclellan (Pakenham) made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.
Motion made and question - That the debate be now adjourned (*Mrs Wilson*) - put and agreed to.
Ordered - That the debate be adjourned until Thursday, 4 November 1993.
- 24 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:
 Appropriation (1993-94, No. 1) Bill
 Appropriation (Parliament 1993-94, No. 1) Bill.
- 25 **CHOICE OF LAW (LIMITATION PERIODS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Stockdale*).
Motion made and question - That the debate be now adjourned (*Mr Baker*) - put and agreed to.
Ordered - That the debate be adjourned until Thursday, 4 November 1993.
- 26 **STATE TAXATION (FURTHER AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Stockdale*).
Mr Stockdale made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.
Motion made and question - That the debate be now adjourned (*Mr Baker*) - put and agreed to.
Ordered - That the debate be adjourned until Thursday, 4 November 1993.

- 27 **NURSES BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Tehan*).
- Mrs Tehan* made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.
- Motion made and question - That the debate be now adjourned (*Mr Roper*) - put and agreed to.
- Ordered, after debate - That the debate be adjourned until Thursday, 4 November 1993.
- 28 **STOCK (SELLER LIABILITY AND DECLARATIONS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr McGrath, Wimmera*).
- Motion made and question - That the debate be now adjourned (*Mr Hamilton*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 4 November 1993.
- 29 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Stockdale*) - put and agreed to.
- 30 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
- And the House, at thirty-four minutes past Six o'clock, adjourned until Tuesday, 26 October 1993.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS No. 61, 62 and 63
--

No. 61 - Tuesday, 26 October 1993

- 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:

Tottenham Goods Yard - Seeking that a noise attenuation barrier be erected along the boundary of Tottenham Goods Yard, bearing 81 signatures
(*by Mr Mildenhall*).

Ordered to lie on the Table.
- 4 **NATIONAL ROAD TRANSPORT COMMISSION REPORT** - Motion made, by leave, and question - That there be presented to this House a copy of the Report of the National Road Transport Commission for the year 1992-93 (*Mr Brown*) - put and agreed to.
- 5 **PAPER** - Mr Brown presented:

National Road Transport Commission - Report for the year 1992-93 - Return to the foregoing Order.

Ordered to lie on the Table.
- 6 **PUBLIC BODIES REVIEW COMMITTEE** - Mr Cooper, Chairman, brought up an Interim Report from the Public Bodies Review Committee on its Inquiry into the Metropolitan Fire Brigades Board, together with an attachment.

Ordered to lie on the Table and to be printed.
- 7 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Ambulance Officers' Training Centre - Report for the year 1992-93
 - Ambulance Service Victoria - Metropolitan Region - Report for the year 1992-93
 - Ambulance Service Victoria - North Eastern Region - Report for the year 1992-93
 - Ambulance Service Victoria - North Western Region - Report for the year 1992-93
 - Ambulance Service Victoria - South Eastern Region - Report for the year 1992-93
 - Ambulance Service Victoria - South Western Region - Report for the year 1992-93
 - Ambulance Service Victoria - Western Region - Report for the year 1992-93
 - Construction Industry Long Service Leave Board - Report for the year 1992-93
 - Country Fire Authority - Report for the year 1992-93
 - Crimes Compensation Tribunal - Report for the year 1992-93

- Crown Land (Reserves) Act 1978 - Orders pursuant to sections 17D and 17DA giving approval to the granting of leases (two papers)
- Emerald Tourist Railway Board - Report for the year 1992-93
- Equal Opportunity Board - Report for the year 1992-93
- Geelong Regional Commission - Report for the year 1992-93
- Latrobe Regional Commission - Report for the year 1992-93
- Legal Aid Commission - Report for the year 1992-93
- Marine Board of Victoria - Report for the year 1992-93
- Metropolitan Fire Brigades Board - Report for the year 1992-93
- Museums Advisory Board - Report for the year 1992-93
- Museum of Victoria Council - Report for the year 1992-93
- Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:
- Altona Planning Scheme - No. L33
 - Broadmeadows Planning Scheme - No. L42
 - Bulla Planning Scheme - No. L71
 - Fitzroy Planning Scheme - No. L29
 - Keilor Planning Scheme - No. L64
 - South Melbourne Planning Scheme - No. L68
 - St Kilda Planning Scheme - No. L26
 - Williamstown Planning Scheme - No. L21
- Port of Geelong Authority - Report for the year 1992-93
- Port of Melbourne Authority - Report for the year 1992-93
- Port of Portland Authority - Report for the year 1992-93
- Prevention of Cruelty to Animals Act 1986 - Code of Accepted Farming Practice for the Welfare of Pigs (Revision Number 1)
- Roads Corporation - Report for the year 1992-93
- Rural Finance Corporation - Report for the year 1992-93
- State Electricity Commission - Report for the year 1992-93
- State Library Council - Report for the year 1992-93
- State Trustees - Report for the year 1992-93
- Tourism Victoria - Report for the year 1992-93
- Transport Accident Commission - Report for the year 1992-93
- Treasury Corporation of Victoria - Report for the period ended 30 June 1993
- Urban Land Authority - Report for the year 1992-93
- Victorian Arts Centre Trust - Report for the year 1992-93
- Victorian Casino Control Authority - Report for the year 1992-93
- Victorian Debt Retirement Fund - Report for the year 1992-93
- Victorian Development Fund - Report for the year 1992-93
- Victorian Economic Development Corporation - Report for the year 1992-93
- Victorian Financial Institutions Commission - Report for the year 1992-93
- Victorian Institute of Forensic Pathology - Report for the year 1992-93

Victorian Public Authorities Finance Agency - Report for the period ended 31 December 1992

Young Farmers' Finance Council - Report for the year 1992-93.

- 8 **APPROPRIATION (1993-94, No. 1) BILL - APPROPRIATION (PARLIAMENT 1993-94, No.1) BILL** - Mr Speaker announced that he had, that day, presented to His Excellency the Governor the Appropriation (1993-94, No. 1) Bill and the Appropriation (Parliament 1993-94, No. 1) Bill to which His Excellency had been pleased to give the Royal Assent.
- 9 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - ASSENT TO BILLS** - Informing the Assembly that he had, that day, given the Royal Assent to the following Bills presented to him by the Clerk of the Parliaments:
Tattersall Consultations (Further Amendment) Bill
Evidence (Proof of Offences) Bill.
- 10 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor;
Recommending appropriations for the purposes of the following Bills:
Juries (Amendment) Bill
Nurses Bill
Stamps (Further Amendment) Bill
State Taxation (Further Amendment) Bill
Stock (Seller Liability and Declaration) Bill.
Recommending a further appropriation for the purposes of the Casino (Management Agreement) Bill.
- 11 **OCCUPATIONAL HEALTH AND SAFETY (MISCELLANEOUS AMENDMENTS) BILL** - Mr Speaker announced that he had received a communication from the Clerk of the Parliaments in conformity with Joint Standing Order No. 21, reporting that a clerical error had been discovered in this Bill.
On the motion of Mr Pescott, the House agreed that the error be amended by omitting the word "Bill" in the short title and inserting the word "Act" 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 error.
- 12 **ROAD SAFETY (AMENDMENT) BILL** - Pursuant to section 85 of the *Constitution Act* 1975, Mr Brown made a statement of the reasons for altering or varying that section by the *Road Safety Act* 1986 and the *Marine Act* 1988 as proposed to be amended by the Road Safety (Amendment) Bill.
- 13 **GOVERNMENT BUSINESS PROGRAM** - Motion made and question - That, pursuant to Sessional Order No. 6.(3), the following Orders of the Day, Government Business, relating to the following Bills be considered and completed by 4.30 pm. on Thursday, 28 October 1993:
Casino Control (Further Amendment) Bill
Casino (Management Agreement) Bill
Pharmacists (Amendment) Bill
Gas and Fuel Corporation (Heatane Gas) Bill
Adult, Community and Further Education (Employment) Bill

Teaching Service (Amendment) Bill
 State Owned Enterprises (Amendment) Bill
 Land Tax (Further Amendment) Bill
 Cattle and Swine Compensation (Amendment) Bill
 Borrowing and Investment Powers (Amendment) Bill.

(Mr McGrath, Wimmera) - put, after debate, and agreed to.

- 14 **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.
- 15 **PHARMACISTS (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 16 **GAS AND FUEL CORPORATION (HEATANE GAS) 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, 55

Mr Ashley	Mr Kennett	Mr Pescott	Mr Stockdale
Mr Bildstien	Mr Kilgour	Mrs Peulich	Mr Tanner
Mr Brown	Mr Leigh	Mr Phillips	Mrs Tehan
Mr Clark	Mr Lupton	Mr Plowman	Mr Thompson
Mr Coleman	Mr McArthur	(Benambra)	(Sandringham)
Mr Cooper	Mrs McGill	Mr Plowman	Mr Treasure
Mr Davis	Mr McGrath	(Evelyn)	Mr Turner
Dr Dean	(Warrnambool)	Mr Reynolds	Mrs Wade
Mr Doyle	Mr McGrath	Mr Richardson	Mr Weideman
Mr Elder	(Wimmera)	Mr Rowe	Mr Wells
Mrs Elliott	Mr McLellan	Mr Ryan	
Mr Finn	(Frankston East)	Mr Smith	
Mr Hayward	Mr McNamara	(Glen Waverley)	
Mr Heffernan	Mr Maughan	Mr Smith	
Mrs Henderson	Dr Napthine	(Polwarth)	Tellers
Mr Hyams	Mr Paterson	Mr Spry	Mr Jenkins
Mr Jasper	Mr Perrin	Mr Steggall	Mr Traynor

NOES, 27

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Baker	Ms Kirner	Mr Sandon	Mrs Wilson
Mr Batchelor	Mr Leighton	Mr Seitz	
Mr Brumby	Mr Loney	Mr Sercombe	
Dr Coghill	Ms Marple	Mr Sheehan	
Mr Cole	Mr Micallef	Mr Thomson	Tellers
Mr Dollis	Mr Mildenhall	(Pascoe Vale)	Mr Cunningham
Ms Garbutt	Mr Pandazopoulos	Mr Thwaites	Mr Haermeyer

And so it was resolved in the affirmative.

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

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

- 17 **ADULT, COMMUNITY AND FURTHER EDUCATION (EMPLOYMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.

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

- 18 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Chattel Securities Act 1987' to provide for financial encumbrance information about registrable goods registered interstate to be available from the Victorian register and for other purposes*".

- 19 **CHATTEL SECURITIES (AMENDMENT) BILL** - On the motion of Mrs Wade, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.

- 20 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:

Land (Further Amendment) Bill
Probate Duty (Amendment) Bill
Sunday Entertainment (Repeal) Bill
Petroleum (Submerged Lands) (Amendment) Bill.

- 21 **ORDERS OF THE HOUSE RESCINDED** - Motion made, by leave, and question - That the Orders of the House making the resumption of debate on the second reading of the Limitation of Actions (Amendment) Bill and the second reading of the Association for the Blind (Braille and Talking Book Library) Bill, Orders of the Day for Thursday, 4 November 1993, be read and rescinded and that they be made Orders of the Day for this day (*Mr McGrath, Wimmera*) - put and agreed to.

- 22 **GOVERNMENT BUSINESS PROGRAM** - Motion made and question - That the Government Business Program agreed to by this House on 26 October 1993 be amended by omitting the Orders of the Day, Government Business, relating to the Casino Control (Further Amendment) Bill and the Casino (Management Agreement) Bill and substituting the Orders of the Day, Government Business, relating to the Road Safety (Amendment) Bill, the Limitation of Actions (Amendment) Bill and the Association for the Blind (Braille and Talking Book Library) Bill (*Mr McGrath, Wimmera*) - put and agreed to.

- 23 **TEACHING SERVICE (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and, by leave, read a third time forthwith with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

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

*Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders*

- 24 **ADJOURNMENT** - Question - That the House do now adjourn - proposed and, after debate, Mr Speaker left the Chair at fifty minutes past Ten o'clock.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 62 - Wednesday, 27 October 1993

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
- Kindergarten Funding and Central Payment Scheme** - Seeking that - (a) there be no reduction in the level of funding subsidy currently provided for the operation of the State's kindergarten centres; and (b) the central payment scheme be maintained, bearing 173 signatures (*by Mr Plowman, Benambra*)
- Petrol Pricing Equity** - Seeking that the unfair discrepancy that exists in fuel prices paid by Country Victorian motorists in comparison to prices paid by motorists in metropolitan areas be abolished, bearing 1,181 signatures (*by Mr Ryan*)
- Metropolitan Improvement Rate** - Seeking that the decision to levy the Metropolitan Improvement Rate on the Shire of Sherbrooke be revoked, bearing 2,156 signatures (*by Mr McArthur*).
- Severally ordered to lie on the Table.
- 3 **CONSULTATIVE COUNCIL ON OBSTETRIC AND PAEDIATRIC MORTALITY AND MORBIDITY REPORT**- Motion made, by leave, and question - That there be presented to this House a copy of the Report of the Consultative Council on Obstetric and Paediatric Mortality and Morbidity for the year 1991 (*Mrs Tehan*) - put and agreed to.
- 4 **PAPER** - Mrs Tehan presented:
- Consultative Council on Obstetric and Paediatric Mortality and Morbidity - Report for the year 1991 - Return to the foregoing Order.
- Ordered to lie on the Table.
- 5 **SCRUTINY OF DELEGATED POWERS REPORT**- Motion made, by leave, and question - That there be presented to this House a copy of the Report of the Scrutiny of Acts and Regulations Committee on Discussions with the Select Committee on the Scrutiny of Delegated Powers, House of Lords, Westminster (*Mr Perton*) - put and agreed to.
- 6 **PAPER** - Mr Perton presented:
- Report of the Scrutiny of Acts and Regulations Committee on Discussions with the Select Committee on the Scrutiny of Delegated Powers, House of Lords, Westminster - Return to the foregoing Order.
- Ordered to lie on the Table and to be printed.

- 7 **SCRUTINY OF ACTS AND REGULATIONS COMMITTEE** - Mr Perton, Chairman, brought up a Report from the Scrutiny of Acts and Regulations Committee on Subordinate Legislation concerning Statutory Rules Series 1992, together with Appendices.

Ordered to lie on the Table and to be printed.

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

Guardianship and Administration Board - Reports for the years 1991-92 and 1992-93 (two papers)

National Parks Advisory Council - Report for the year 1992-93

Planning and Development Department - Report for the year 1992-93

Recycling and Resource Recovery Council - Report for the year 1992-93.

- 9 **ADJOURNMENT MOTION - NATIONAL PAY DECISION** - Mr Leighton proposed the adjournment of the House for the purpose of discussing a definite matter of urgent public importance, namely -

'The need for the Victorian Government to take steps to ensure that Victorian workers employed under the provisions of the *Employee Relations Act 1992* benefit from the "safety net" pay decision of the Australian Industrial Relations Commission.'

Mr Speaker having ascertained that twelve members approved of the proposed discussion -

Motion made and question - That the House do now adjourn (*Mr Leighton*) - put, after debate, and negatived.

Motion made, by leave, and question - That the House does not support the procedural motion "That the House do now adjourn" but expresses unanimous support for the view that there is 'The need for the Victorian Government to take steps to ensure that Victorian workers employed under the provisions of the *Employee Relations Act 1992* benefit from the "safety net" pay decision of the Australian Industrial Relations Commission' (*Mr Gude*) - put and agreed to.

- 10 **CONCURRENT DEBATE - CASINO CONTROL (FURTHER AMENDMENT) BILL - CASINO (MANAGEMENT AGREEMENT) BILL** - Motion made and question - That this House authorizes and requires Mr Speaker to permit the second reading of the Casino Control (Further Amendment) Bill and the Casino (Management Agreement) Bill to be moved and debated concurrently (*Mr Gude*) - put and agreed to.

- 11 **EQUAL OPPORTUNITY (AMENDMENT) BILL (No.2)** - Mrs Wade obtained leave, with Mr Gude, to bring in a Bill "to make various amendments to the 'Equal Opportunity Act 1984' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 12 **TELECOMMUNICATIONS (INTERCEPTION) (STATE PROVISIONS) (AMENDMENT) BILL** - Mrs Wade obtained leave, with Mr Gude, to bring in a Bill "to amend the 'Telecommunications (Interception) (State Provisions) Act 1988' 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.

- 13 **GAMING MACHINE CONTROL (GENERAL AMENDMENT) BILL** - Mrs Wade obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Gaming Machine Control Act 1991' and the 'Racing Act 1958' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 14 **UNIVERSITY OF BALLARAT BILL** - Mr Hayward, pursuant to motion moved on his behalf by Mr Gude, obtained leave, with Mr Stockdale, to bring in a Bill "*to establish a university to be known as the University of Ballarat, to amend the 'Tertiary Education Act 1993' and the 'Administrative Law Act 1978' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 15 **PUBLIC SECTOR SUPERANNUATION (ADMINISTRATION) BILL** - Mr Smith (Polwarth) obtained leave, with Mr Stockdale, to bring in a Bill "*to establish the Victorian Superannuation Board, to constitute the Victorian Superannuation Fund, to amend the 'Borrowing and Investment Powers Act 1987', the 'State Superannuation Act 1988', the 'State Casual Employees Superannuation Act 1989', the 'Parliamentary Salaries and Superannuation Act 1968', the 'Hospitals Superannuation Act 1988', the 'Local Authorities Superannuation Act 1988', the 'Transport Superannuation Act 1988', the 'Emergency Services Superannuation Act 1986', the 'Superannuation (Portability) Act 1989', the 'State Employees Retirement Benefits Act 1979' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 16 **HEALTH AND COMMUNITY SERVICES (FURTHER AMENDMENT) BILL** - Mrs Tehan obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Children and Young Persons Act 1989', the 'Health (Fluoridation) Act 1973', the 'Health Services Act 1988', the 'Intellectually Disabled Persons' Services Act 1986', the 'Mental Health Act 1986' and the 'Psychologists Registration Act 1987', to repeal the 'Dietitians 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.
- 17 **HEALTH SERVICES (AMENDMENT) BILL** - Mrs Tehan obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Health Services Act 1988' and the 'Health Services (Conciliation and Review) Act 1987' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 18 **PUBLIC HOLIDAYS BILL** - Mr Pescott obtained leave, with Mr Gude, to bring in a Bill "*to make new provision with respect to public holidays in Victoria, to repeal the 'Bank Holidays Act 1958', to amend the 'Public Sector Management Act 1992', the 'Teaching Service Act 1981' and the 'Shop Trading Act 1987', to make consequential amendments to certain other Acts and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 19 **TRANSPORT (AMENDMENT) BILL (No.2)** - Mr Brown obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Transport Act 1983', the 'Road Safety Act 1986', the 'Limitation of Actions Act 1958', the 'Crimes Act 1958' and the 'Transport (Amendment) Act 1992' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 20 **ELECTRICITY INDUSTRY BILL** - Mr Plowman (Evelyn), pursuant to motion moved on his behalf by Mr Gude, obtained leave, with Mr Stockdale, to bring in a Bill "*relating to the restructuring of the electricity supply industry, to amend the 'State Electricity Commission Act 1958', to make consequential amendments to other Acts and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 21 **PARLIAMENTARY COMMITTEE SYSTEM** - Motion made and question proposed - That this House congratulates the Government for legislating to strengthen the parliamentary committee system and thereby assist this House to restore the balance between the Parliament and the Executive (*Mr Perton*).

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

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

- 23 **STATE OWNED ENTERPRISES (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, 57

Mr Bildstien	Mr John	Dr Naphthine	Mr Steggall
Mr Brown	Mr Kennett	Mr Perrin	Mr Stockdale
Mr Clark	Mr Kilgour	Mr Perton	Mr Tanner
Mr Coleman	Mr Leigh	Mr Pescott	Mrs Tehan
Mr Cooper	Mr Lupton	Mrs Peulich	Mr Thompson
Mr Davis	Mr McArthur	Mr Phillips	(<i>Sandringham</i>)
Dr Dean	Mrs McGill	Mr Plowman	Mr Traynor
Mr Doyle	Mr McGrath	(<i>Benambra</i>)	Mr Treasure
Mr Elder	(<i>Warrnambool</i>)	Mr Plowman	Mr Turner
Mrs Elliott	Mr McGrath	(<i>Evelyn</i>)	Mrs Wade
Mr Gude	(<i>Wimmera</i>)	Mr Reynolds	Mr Weideman
Mr Hayward	Mr McLellan	Mr Richardson	Mr Wells
Mr Heffernan	(<i>Frankston East</i>)	Mr Rowe	
Mrs Henderson	Mr McNamara	Mr Ryan	<i>Tellers</i>
Mr Hyams	Mr Maclellan	Mr Smith	Mr Finn
Mr Jasper	(<i>Pakenham</i>)	(<i>Polwarth</i>)	Mr Paterson
Mr Jenkins	Mr Maughan	Mr Spry	

NOES, 26

Mr Andrianopoulos	Ms Garbutt	Mr Pandazopoulos	Mrs Wilson
Mr Baker	Mr Haermeyer	Mr Roper	
Mr Batchelor	Mr Hamilton	Mr Sandon	
Mr Brumby	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Thomson	<i>Tellers</i>
Mr Cunningham	Ms Marple	(<i>Pascoe Vale</i>)	Mr Mildenhall
Mr Dollis	Mr Micallef	Dr Vaughan	Mr Thwaites

And so it was resolved in the affirmative.

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

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

- 24 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Acquainting the Assembly that they have concurred with the correction of a clerical error reported by the Clerk of the Parliaments in the Occupational Health and Safety (Miscellaneous Amendments) Bill.

- 25 **ROAD SAFETY (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

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

- 26 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:

Public Sector Management (Amendment) Bill
Physiotherapists (Amendment) Bill
Health (Amendment) Bill.

*Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders.*

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

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 63 - Thursday, 28 October 1993

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:
Maternal and Child Health Centres - Seeking that the existing level of service provided by Maternal and Child Health Centres be maintained, bearing 509 signatures (*by Mr McGrath, Warrnambool*).
- Ordered to lie on the Table.
- 3 **WOMEN'S BUDGET 1993-94** - Motion made, by leave, and question - That there be presented to this House a copy of the Women's Budget for the year 1993-94 (*Mrs Wade*) - put and agreed to.
- 4 **PAPER** - Mrs Wade presented:
Women's Budget for the year 1993-94 - Return to the foregoing Order.
- Ordered to lie on the Table.
- 5 **VISTEL LTD** - Motion made, by leave, and question - That there be presented to this House a copy of the Report of Vistel Ltd for the year 1992-93 (*Mr Smith, Polwarth*) - put and agreed to.

- 6 **PAPER** - Mr Smith (*Polwarth*) presented:
Vistel Ltd Report for the year 1992-93 - 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:
Equal Opportunity - Report of the Commissioner for the year 1992-93 - Ordered to be printed
Intellectually Disabled Persons' Services Act 1986 - Report of the Community Visitors for the year 1992-93
Members of Parliament (Register of Interests) Act 1978 - Cumulative Summary of Returns, September 1993 - Ordered to be printed
Public Advocate - Report of the Office for the year 1992-93 - Ordered to be printed
Statutory Rules under the following Acts:
Building Control Act 1981 - S.R. Nos. 190, 191
Cemeteries Act 1958 - S.R. No. 199
Drugs, Poisons and Controlled Substances Act 1981 - S.R. No. 194
Evidence Act 1958 - S.R. No. 202
Food Act 1984 - S.R. No. 193
Health Act 1958 - S.R. Nos. 192, 195, 196, 197, 198
Mental Health Act 1986 - S.R. No. 200
Wodonga College of TAFE - Report for the year 1992.
- 8 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Tobacco (Amendment) Bill without amendment.
- 9 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until Tuesday, 9 November 1993 (*Mr Gude*) - put and agreed to.
- 10 **PUBLIC HOLIDAYS BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Pescott*).
Motion made and question - That the debate be now adjourned (*Mr Micallef*) - put and agreed to.
Ordered - That the debate be adjourned until Thursday, 11 November 1993.
- 11 **CLASSIFICATION OF FILMS AND PUBLICATIONS (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Wade*).
Motion made and question - That the debate be now adjourned (*Mr Cole*) - put and agreed to.
Ordered - That the debate be adjourned until Thursday, 11 November 1993.

- 12 **TELECOMMUNICATIONS (INTERCEPTION) (STATE PROVISIONS) (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Wade*).
- Motion made and question - That the debate be now adjourned (*Mr Cole*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 11 November 1993.
- 13 **LAND TAX (FURTHER AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and committed; considered in Committee and reported with an amendment; as amended, considered, and amendment agreed to; read a third time.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 14 **CATTLE AND SWINE COMPENSATION (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 2.00 p.m.
pursuant to Sessional Orders.*
- 15 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 16 **CATTLE AND SWINE COMPENSATION (AMENDMENT) BILL** - Debate resumed on question - That this Bill be read a second time.
- Bill read a second time and, by leave, read a third time forthwith.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 17 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Racing (Further Amendment) Bill without amendment.
- 18 **BORROWING AND INVESTMENT POWERS (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 19 **LIMITATION OF ACTIONS (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and, by leave, read a third time forthwith with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 20 **ASSOCIATION FOR THE BLIND (BRAILLE AND TALKING BOOK LIBRARY) BILL** -
Order read for resuming debate on question - That this Bill be now read a second time.
Mr Speaker ruled the Bill to be a Private Bill.
Motion made and question - That this Bill be treated as a Public Bill and that fees be
dispensed with (*Mr Brown*) - put and agreed to.
Debate resumed on question - That this Bill be now read a second time.
Bill read a second time and, by leave, read a third time forthwith.
Ordered - That a Message be sent to the Legislative Council acquainting them that the
Legislative Assembly have agreed to the Bill without amendment.
- 21 **CRIMES (AMENDMENT) BILL (No. 2)** - Motion made and question proposed - That this
Bill be now read a second time (*Mr McNamara*).
*Mr McNamara made the statement of intention required by section 85(5)(c) of the
Constitution Act 1975.*
Motion made and question - That the debate be now adjourned (*Mr Cole*) - put and
agreed to.
Ordered - That the debate be adjourned until Thursday, 11 November 1993.
- 22 **CHATTEL SECURITIES (AMENDMENT) BILL** - Motion made and question proposed -
That this Bill be now read a second time (*Mr Brown*).
Motion made and question - That the debate be now adjourned (*Mr Cole*) - put and
agreed to.
Ordered - That the debate be adjourned until Thursday, 11 November 1993.
- 23 **EQUAL OPPORTUNITY (AMENDMENT) BILL (No. 2)** - Motion made and question
proposed - That this Bill be now read a second time (*Mrs Wade*).
*Mrs Wade made the statement of intention required by section 85(5)(c) of the
Constitution Act 1975.*
Motion made and question - That the debate be now adjourned (*Mr Cole*) - put and
agreed to.
Ordered, after debate - That the debate be adjourned until Thursday, 11 November 1993.
- 24 **GAMING MACHINE CONTROL (GENERAL AMENDMENT) BILL** - Motion made and
question proposed - That this Bill be now read a second time (*Mrs Wade*).
Motion made and question - That the debate be now adjourned (*Mr Roper*) - put and
agreed to.
Ordered - That the debate be adjourned until Thursday, 11 November 1993.
- 25 **UNIVERSITY OF BALLARAT BILL** - Motion made and question proposed - That this
Bill be now read a second time (*Mr Hayward*).
Motion made and question - That the debate be now adjourned (*Mr Hamilton*) - put and
agreed to.
Ordered - That the debate be adjourned until Thursday, 11 November 1993.

- 26 **PUBLIC SECTOR SUPERANNUATION (ADMINISTRATION) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Smith, Polwarth*).
Mr Smith (Polwarth) made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.
 Motion made and question - That the debate be now adjourned (*Mr Baker*) - put and agreed to.
 Ordered, after debate - That the debate be adjourned until Thursday, 11 November 1993.
- 27 **HEALTH AND COMMUNITY SERVICES (FURTHER AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Tehan*).
Mrs Tehan made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.
 Motion made and question - That the debate be now adjourned (*Ms Garbutt*) - put and agreed to.
 Ordered - That the debate be adjourned until Thursday, 11 November 1993.
- 28 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Mineral Resources Development (Amendment) Bill without amendment.
- 29 **HEALTH SERVICES (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Tehan*).
Mrs Tehan made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.
 Motion made and question - That the debate be now adjourned (*Mr Roper*) - put and agreed to.
 Ordered - That the debate be adjourned until Thursday, 11 November 1993.
- 30 **TRANSPORT (AMENDMENT) BILL (No.2)** - Motion made and question proposed - That this Bill be now read a second time (*Mr Brown*).
Mr Brown made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.
 Motion made and question - That the debate be now adjourned (*Mr Batchelor*) - put and agreed to.
 Ordered - That the debate be adjourned until Thursday, 11 November 1993.
- 31 **ELECTRICITY INDUSTRY BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Plowman, Evelyn*).
 Motion made and question - That the debate be now adjourned (*Mr Thomson, Pascoe Vale*) - put and agreed to.
 Ordered - That the debate be adjourned until Thursday, 11 November 1993.
- 32 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Maclellan, Pakenham*) - put and agreed to.

33 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at seventeen minutes past Seven o'clock, adjourned until Tuesday,
9 November, 1993.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS
No. 64, 65 and 66**No. 64 - Tuesday, 9 November 1993**

- 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:
 - Central Highlands Disability Resource Service** - Seeking that the Government ensures that - (a) the Central Highlands Disability Resource Service has the capacity to be responsive to the needs of people with disabilities across a large rural region; and (b) funds be maintained to at least the 1992-93 level in order to ensure a small efficient service remains viable and has time to attract alternate funding, bearing 524 signatures *(by Mr Jenkins)*
 - Funding for Pre-Schools and Central Payment Scheme** - Seeking that the Government - (a) restore full funding to pre-schools; and (b) restore the central payment scheme for salaries, bearing 238 signatures *(by Ms Garbutt)*
 - Neighbourhood Houses** - Seeking that the Minister for Community Services maintains funding for neighbourhood houses so that the services offered will be available to the widest number of people, bearing 46 signatures *(by Ms Garbutt)*
 - Funding for Maternal and Child Health Services** - Seeking that the House take all necessary steps to ensure that the proposal to limit funding for Maternal and Child Health Services to 10 standard visits does not proceed, bearing 17 signatures *(by Ms Garbutt)*
 - Maternal and Child Health Services** - Seeking that the House restore the unlimited availability of the Maternal and Child Health Services to all families, bearing 37 signatures *(by Ms Garbutt)*
 - Conditions for Women Prisoners** - Seeking that the Government - (a) reject any proposals to close Fairlea Women's Prison or transfer any women prisoners to Pentridge Prison; (b) take urgent action to improve conditions for women prisoners in Victoria in existing women's prisons; and (c) not deter, directly or indirectly, access of their children and other visitors to women prisoners, bearing 11 signatures *(by Ms Garbutt)*
 - Pensioner Entitlements** - Seeking that the Government not proceed with the cutting back of any pensioner entitlements, bearing 150 signatures *(by Mr Tanner)*
 - Proposed Funding Cuts to Pre-School Centres** - Seeking that the House give urgent attention to further consideration of the proposed plan to cut funding for pre-school centres and the effects it will have on the families within those communities, bearing 71 signatures *(by Mr Tanner)*

MARC Library Service - Seeking that the Mobile Area Resource Centre library service be retained under existing arrangements, bearing 38 signatures (*by Dr Napthine*)

Re-introduction of Capital Punishment - Seeking that the House will re-introduce capital punishment, bearing 369 signatures (*by Dr Napthine*)

Moonambel Primary School - Seeking that Moonambel primary school remain open, bearing 30 signatures (*by Mr Elder*)

Motorcycle Safety - Seeking that the Government takes immediate action to implement the recommendations of the "Inquiry into Motorcycle Safety in Victoria" reports adopted by the Social Development Committee, March 1992 and the Road Safety Committee, May 1993, bearing 19 signatures (*by Mr Maughan*).

Severally ordered to lie on the Table.

4 **VICTORIAN ABATTOIR AND MEAT INSPECTION AUTHORITY REPORT** - Motion made, by leave, and question - That there be presented to this House a copy of the Report of the Victorian Abattoir and Meat Inspection Authority for the period ended 30 June 1993 (*Mr McGrath, Wimmera*) - put and agreed to.

5 **PAPER** - Mr McGrath (*Wimmera*) presented:

Victorian Abattoir and Meat Inspection Authority - Report for the period ended 30 June 1993 - Return to the foregoing Order.

Ordered to lie on the Table.

6 **SCRUTINY OF ACTS AND REGULATIONS COMMITTEE** - Mr Jasper brought up a Report from the Scrutiny of Acts and Regulations Committee upon the Subordinate Legislation Act 1962, together with Appendices and Minutes of Evidence.

Ordered to lie on the Table and the Report and Appendices to be printed.

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

City of Melbourne Superannuation Fund - Report for the year 1992-93

Melbourne Wholesale Fruit and Vegetable Market Trust - Report for the year 1992-93

Murray Valley Citrus Marketing Board - Report for the year 1992-93

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

All Planning Schemes - No. S13

Altona Planning Scheme - No. L36

Bairnsdale Shire Planning Scheme - No. L21 Part 3

Ballaarat (City) Planning Scheme - No. L38

Barrabool Planning Scheme - No. R11

Berwick Planning Scheme - No. L61 Part 2

Bulla Planning Scheme - No. L75

Buln Buln Planning Scheme - No. L25

Collingwood Planning Scheme - No. L6

Cranbourne Planning Scheme - No. L89

Dandenong Planning Scheme - No. L22

Doncaster and Templestowe Planning Scheme - No. L39 Part 1

Flinders Planning Scheme - Nos. L90, L96, L117

Footscray Planning Scheme - No. L42
 Frankston Planning Scheme - No. L53
 Greater Geelong Planning Scheme - No. R23
 Hampden Planning Scheme - No. L7
 Hastings Planning Scheme - No. L66 Part 2
 Keilor Planning Scheme - No. L52
 Korumburra Planning Scheme - No. L43
 Maryborough Planning Scheme - No. L19
 Melbourne Planning Scheme - No. L136
 Moorabin Planning Scheme - No. L32
 Mornington Planning Scheme - No. L44
 Morwell Planning Scheme - No. L34
 Nunawading Planning Scheme - No. L26 Part 1
 Pakenham Planning Scheme - No. L22 Part 1
 Port of Melbourne Planning Scheme - No. L11
 Prahran Planning Scheme - Nos. L27, L37
 Richmond Planning Scheme - No. L28
 Ringwood Planning Scheme - No. L27
 Romsey Planning Scheme - No. L28
 Rosedale Planning Scheme - No. L34
 South Gippsland Planning Scheme - No. L23
 South Melbourne Planning Scheme - Nos. L64, L70
 Springvale Planning Scheme - No. L53
 Stawell (City) Planning Scheme - No. L23
 Sunshine Planning Scheme - No. L56
 Traralgon (City) Planning Scheme - No. L46
 Upper Yarra Planning Scheme - No. L32
 Waverley Planning Scheme - No. L42 Part 1A
 Werribee Planning Scheme - Nos. L48, L59
 Whittlesea Planning Scheme - Nos. L71, L80

Police Board of Victoria - Report for the period ended 30 June 1993

Rural Water Corporation - Report for the year 1992-93

Sport, Recreation and Racing - Report for the year 1992-93

Statutory Rules under the following Acts:

Dairy Industry Act 1992 - S.R. No. 203

Fisheries Act 1968 - S.R. No. 208

National Tennis Centre Act 1985 - S.R. No. 204

Zoological Parks and Gardens Act 1967 - S.R. No. 205

Tattersall Sweep Consultations - Financial Statements for the year 1992-93

Totalizator Agency Board - Report for the year ended 31 July 1993

Treasury Department - Report for the year 1992-93

Victorian Prison Industries Commission - Report for the year 1992-93.

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

On 29 October 1993

Racing (Further Amendment) Bill

On 3 November 1993

Occupational Health and Safety (Miscellaneous Amendments) Bill
 Land (Further Amendment) Bill
 Sunday Entertainment (Repeal) Bill
 Probate Duty (Amendment) Bill
 Petroleum (Submerged Lands) (Amendment) Bill
 Tobacco (Amendment) Bill
 Health (Amendment) Bill
 Association for the Blind (Braille and Talking Book Library) Bill
 Mineral Resources Development (Amendment) Bill
 Physiotherapists (Amendment) Bill.

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

Education (Amendment) Bill
 Electricity Industry Bill
 Equal Opportunity (Amendment) Bill (No. 2)
 Gaming Machine Control (General Amendment) Bill
 Health and Community Services (Further Amendment) Bill
 Health Services (Amendment) Bill
 Public Sector Superannuation (Administration) Bill
 University of Ballarat Bill.

- 10 **GOVERNMENT BUSINESS PROGRAM** - Motion made and question - That, pursuant to Sessional Order No. 6.(3), the following Orders of the Day, Government Business, relating to the following Bills be considered and completed by 4.30 pm. on Thursday, 11 November 1993:

Casino Control (Further Amendment) Bill
 Casino (Management Agreement) Bill
 Choice of Law (Limitation Periods) Bill
 State Taxation (Further Amendment) Bill
 Stamps (Further Amendment) Bill
 City of Melbourne Bill
 Stock (Seller Liability and Declarations) Bill
 Public Holidays Bill
 Classification of Films and Publications (Amendment) Bill
 Telecommunications (Interception) (State Provisions) (Amendment) Bill.

(Mr Maclellan, Pakenham) - put, after debate, and agreed to.

- 11 **CASINO CONTROL (FURTHER AMENDMENT) BILL - CASINO (MANAGEMENT AGREEMENT) BILL** - Order read for resuming debate on question - That these Bills 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 expression "- (a) the Casino (Management Agreement) Bill be withdrawn and redrafted to contain all separate and private agreements between Crown Casino Ltd. and the Victorian Casino Control Authority; and (b) all policy directions and decisions of the Cabinet Sub-Committee on the Bill and the agreement be made available to the House." *(Mr Roper)* - and, after debate -

Casino Control (Further Amendment) Bill - Question - That this Bill be now read a second time - put and agreed to.

Bill read a second time.

Casino (Management Agreement) Bill - 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 expression "- (a) the Casino (Management Agreement) Bill be withdrawn and redrafted to contain all separate and private agreements between Crown Casino Ltd. and the Victorian Casino Control Authority; and (b) all policy directions and decisions of the Cabinet Sub-Committee on the Bill and the agreement be made available to the House."

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

The House divided.

AYES 56

Mr Ashley	Mr Jenkins	Mr Perrin	Mr Stockdale
Mr Bildstien	Mr John	Mr Perton	Mr Tanner
Mr Brown	Mr Kennett	Mr Pescott	Mrs Tehan
Mr Clark	Mr Kilgour	Mrs Peulich	Mr Thompson
Mr Coleman	Mr Leigh	Mr Phillips	(Sandringham)
Mr Cooper	Mr Lupton	Mr Plowman	Mr Traynor
Mr Davis	Mr McArthur	(Benambra)	Mr Treasure
Dr Dean	Mrs McGill	Mr Plowman	Mr Turner
Mr Doyle	Mr McGrath	(Evelyn)	Mrs Wade
Mr Elder	(Warrnambool)	Mr Reynolds	Mr Weideman
Mrs Elliott	Mr McGrath	Mr Richardson	Mr Wells
Mr Hayward	(Wimmera)	Mr Ryan	
Mr Heffernan	Mr McLellan	Mr Smith	
Mrs Henderson	(Frankston East)	(Glen Waverley)	
Mr Honeywood	Mr McNamara	Mr Smith	Tellers
Mr Hyams	Mr Maughan	(Polwarth)	Mr Paterson
Mr Jasper	Dr Napthine	Mr Steggall	Mr Rowe

NOES, 26

Mr Andrianopoulos	Ms Garbutt	Mr Pandazopoulos	Mrs Wilson
Mr Baker	Mr Haermeyer	Mr Roper	
Mr Batchelor	Mr Hamilton	Mr Sandon	
Mr Brumby	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Thomson	Tellers
Mr Cunningham	Ms Marple	(Pascoe Vale)	Mr Mildenhall
Mr Dollis	Mr Micallef	Dr Vaughan	Mr Thwaites

And so it was resolved in the affirmative - Bill read a second time.

12 **CASINO CONTROL (FURTHER AMENDMENT) BILL -**

Ordered - That the Bill be committed later this day.

Motion made and question - That it be an instruction to the Committee that they have power to consider amendments to provide for linked jackpot arrangements in casinos and a new clause relating to the application of the *Liquor Control Act 1987* to casino operators (*Mrs Wade*) - put and agreed to.

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

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

- 13 **CASINO (MANAGEMENT AGREEMENT) BILL** - Bill committed; considered in Committee and progress reported.

*Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders - Mr Speaker took the Chair.*

- 14 **ADJOURNMENT** - Question - That the House do now adjourn - proposed and, after debate, Mr Speaker left the Chair at one minute past Eleven o'clock.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 65 - Wednesday, 10 November 1993

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

Proposed Funding Cuts and Structural Changes for Kindergartens - Seeking that the Government not proceed with the proposed funding cuts and the recommended structural changes for kindergartens, bearing 357 signatures (*by Ms Garbutt*)

Three Hour Rail Ticket - Seeking that the House take all necessary steps to ensure that the three hour rail ticket is re-introduced, bearing 493 signatures (*by Mr Sandon*)

Proposed Funding Cuts to Pre-Schools - Seeking that the Government not proceed with the proposed funding cuts to pre-schools in Victoria, bearing 163 signatures (*by Mr Kilgour*).

Severally ordered to lie on the Table.

- 3 **SCRUTINY OF ACTS AND REGULATIONS COMMITTEE** - Mr Perton, Chairman, brought up a Report from the Scrutiny of Acts and Regulations Committee being the Alert Digest No. 16 of 1993, on the -

Juries (Amendment) Bill
State Owned Enterprises (Amendment) Bill
State Taxation (Further Amendment) Bill
Education (Amendment) Bill

together with an Appendix.

Ordered to lie on the Table and to be printed.

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

Health Services Act 1988 - Report of Community Visitors for the year 1992-93 -
Ordered to be printed

Statutory Rules under the following Acts:

Environment Protection Act 1970 - S.R. No. 206

Gaming Machine Control Act 1991 - S.R. No. 207

Legal Profession Practice Act 1958 - S.R. No. 201.

- 5 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until tomorrow at Twelve noon (*Mr Maclellan, Pakenham*) - put and agreed to.
- 6 **MELBOURNE WHOLESALE FRUIT AND VEGETABLE MARKET TRUST (AMENDMENT) BILL** - Mr McGrath (*Wimmera*) obtained leave, with Mr Maclellan (*Pakenham*), to bring in a Bill "to amend the 'Melbourne Wholesale Fruit and Vegetable Market Trust Act 1977' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 7 **PLANNING AND ENVIRONMENT (AMENDMENT) BILL** - Mr Maclellan (*Pakenham*) obtained leave, with Mr McGrath (*Wimmera*), to bring in a Bill "to amend the 'Planning and Environment Act 1987' to improve the administration and enforcement of that Act and of planning schemes under that Act and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 8 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:
- Pharmacists (Amendment) Bill
 - Gas and Fuel Corporation (Heatane Gas) Bill
 - Adult, Community and Further Education (Employment) Bill
 - Teaching Service (Amendment) Bill.
- 9 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Interpretation of Legislation (Amendment) Bill with amendments.
Ordered - That the said amendments be printed and taken into consideration tomorrow.
- 10 **FORMER GOVERNMENT'S MANAGEMENT OF STATE** - Motion made and question proposed - That this House condemns the Opposition for its failure in Government to responsibly manage the State (*Mr Perrin*) - and, after debate.
*Business having been interrupted at 2.00 p.m.
pursuant to Sessional Orders.*
- 11 **QUESTIONS** - (Pursuant to Standing Order No. 124).
Member named and suspended - The Honourable Member for Springvale (*Mr Micallef*) having being named by Mr Speaker for disregarding the authority of the Chair -
Motion made and question - That the Honourable Member for Springvale (*Mr Micallef*) be suspended from the service of the House (*Mr Maclellan, Pakenham*) - put.

The House divided.

AYES, 58

Mr Ashley	Mr Jenkins	Mr Perrin	Mr Stockdale
Mr Bildstien	Mr John	Mr Perton	Mr Tanner
Mr Brown	Mr Kennett	Mr Pescott	Mrs Tehan
Mr Clark	Mr Kilgour	Mrs Peulich	Mr Traynor
Mr Coleman	Mr Leigh	Mr Plowman	Mr Treasure
Mr Cooper	Mr Lupton	(<i>Benambra</i>)	Mr Turner
Mr Davis	Mr McArthur	Mr Plowman	Mrs Wade
Dr Dean	Mrs McGill	(<i>Evelyn</i>)	Mr Weideman
Mr Doyle	Mr McGrath	Mr Reynolds	Mr Wells
Mr Elder	(<i>Warrnambool</i>)	Mr Richardson	
Mrs Elliott	Mr McLellan	Mr Rowe	
Mr Finn	(<i>Frankston East</i>)	Mr Ryan	
Mr Hayward	Mr McNamara	Mr Smith	
Mr Heffernan	Mr Maclellan	(<i>Glen Waverley</i>)	
Mrs Henderson	(<i>Pakenham</i>)	Mr Smith	<i>Tellers</i>
Mr Honeywood	Mr Maughan	(<i>Polwarth</i>)	Mr Phillips
Mr Hyams	Dr Naphine	Mr Spry	Mr Thompson
Mr Jasper	Mr Paterson	Mr Steggall	(<i>Sandringham</i>)

NOES, 27

Mr Andrianopoulos	Ms Garbutt	Mr Roper	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Seitz	
Mr Brumby	Mr Leighton	Mr Sercombe	
Dr Coghill	Mr Loney	Mr Sheehan	
Mr Cole	Ms Marple	Mr Thomson	<i>Tellers</i>
Mr Cunningham	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Haermeyer
Mr Dollis	Mr Mildenhall	Mr Thwaites	Mr Pandazopoulos

And so it was resolved in the affirmative.

Thereupon Mr Micallef withdrew from the Chamber.

- 12 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending a further appropriation for the purposes of the Stamps (Further Amendment) Bill.
- 13 **CASINO (MANAGEMENT AGREEMENT) BILL** - Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 14 **CHOICE OF LAW (LIMITATION PERIODS) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 15 **STATE TAXATION (FURTHER AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee and reported without amendment; read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

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

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

Cattle and Swine Compensation (Amendment) Bill
State Owned Enterprises (Amendment) Bill.

- 17 **CITY OF MELBOURNE BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

*Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders -*

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

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

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

THURSDAY, 11 NOVEMBER 1993

Question - put.

The House divided.

AYES, 59

Mr Bildstien	Mr Kennett	Mr Perrin	Mr Steggall
Mr Brown	Mr Kilgour	Mr Perton	Mr Stockdale
Mr Clark	Mr Leigh	Mr Pescott	Mr Tanner
Mr Coleman	Mr Lupton	Mrs Peulich	Mrs Tehan
Mr Cooper	Mr McArthur	Mr Phillips	Mr Thompson
Mr Davis	Mrs McGill	Mr Plowman	(<i>Sandringham</i>)
Mr Doyle	Mr McGrath	(<i>Benambra</i>)	Mr Traynor
Mr Elder	(<i>Warrnambool</i>)	Mr Plowman	Mr Treasure
Mrs Elliott	Mr McGrath	(<i>Evelyn</i>)	Mr Turner
Mr Finn	(<i>Wimmera</i>)	Mr Reynolds	Mrs Wade
Mr Hayward	Mr McLellan	Mr Richardson	Mr Weideman
Mr Heffernan	(<i>Frankston East</i>)	Mr Rowe	Mr Wells
Mrs Henderson	Mr McNamara	Mr Ryan	
Mr Honeywood	Mr Maclellan	Mr Smith	
Mr Hyams	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	
Mr Jasper	Mr Maughan	Mr Smith	<i>Tellers</i>
Mr Jenkins	Dr Napthine	(<i>Polwarth</i>)	Mr Ashley
Mr John	Mr Paterson	Mr Spry	Dr Dean

NOES, 25

Mr Andrianopoulos	Mr Haermeyer	Mr Seitz	
Mr Baker	Mr Hamilton	Mr Sercombe	
Mr Batchelor	Ms Kirner	Mr Sheehan	
Dr Coghill	Mr Leighton	Mr Thomson	
Mr Cole	Ms Marple	(<i>Pascoe Vale</i>)	
Mr Cunningham	Mr Pandazopoulos	Mr Thwaites	<i>Tellers</i>
Mr Dollis	Mr Roper	Dr Vaughan	Mr Loney
Ms Garbutt	Mr Sandon	Mrs Wilson	Mr Mildenhall

And so it was resolved in the affirmative.

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

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

- 18 **STATE TAXATION (FURTHER AMENDMENT) BILL - CLERKS CORRECTION** - Mr Speaker announced that he had received a report from the Clerk that he had made the following correction in this Bill:

In the long title he inserted the word 'Act' after the words '*Pay-roll Tax*'.

- 19 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Maclellan, Pakenham*) - put and agreed to.
- 20 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

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

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 66 - Thursday, 11 November 1993

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair and read the Prayer.
- 2 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:

Funding for Pre-Schools and Central Payment Scheme - Seeking that the Government - (a) restore full funding to pre-schools; and (b) restore the central payment scheme for salaries, bearing 142 signatures (*by Ms Garbutt*)

Neighbourhood Houses - Seeking that the Minister for Community Services maintains funding for neighbourhood houses so that the services offered will be available to the widest number of people, bearing 43 signatures (by Ms Garbutt)

Funding for Maternal and Child Health Services - Seeking that the House take all necessary steps to ensure that the proposal to limit funding for Maternal and Child Health Services to 10 standard visits does not proceed, bearing 221 signatures (by Ms Garbutt)

Proposed Funding Cuts and Structural Changes for Kindergartens - Seeking that the Government not proceed with the proposed funding cuts and the recommended structural changes for kindergartens, bearing 872 signatures (by Mr Tanner)

Fencing for Pools and Spas - Seeking that legislation be enacted which requires isolation fencing for all existing and new pools and spas, bearing 47 signatures (by Mr Tanner)

Bulleen Primary School - Seeking that Bulleen Primary School remains open, bearing 927 signatures (by Mr Mildenhall)

Eastern Victorian Air Ambulance Service, Helimed I - Seeking that the House take all action possible to ensure that the Eastern Victorian Air Ambulance Service, Helimed I is not lost to the community and visitors to the Gippsland region who may require urgent medical treatment, bearing 453 signatures (by Mr Hamilton)

Consultation with Nursing Bodies - Seeking that consultation occurs with all nursing professional bodies and their concerns taken into consideration prior to the Nurses Registration Bill being enacted, bearing 173 signatures (by Mr Hamilton).

Severally ordered to lie on the Table.

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

Adult, Community and Further Education Board - Report for the year 1992-93

Anti-Cancer Council of Victoria - Report for the year 1992-93

Judicial Studies Board - Report for the year 1991-92

Public Prosecutions Office - Report of the Director for the year 1992-93

Radiation Advisory Committee - Report for the year ended 30 September 1993

State Training Board - Report for the year 1992-93

Victorian Nursing Council - Report for the year 1992-93

Victorian Post-Secondary Education Commission - Report for the year 1992-93.

- 4 **STAMPS (FURTHER AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time.

Pursuant to Sessional Orders, Mr Stockdale announced that he proposed to move amendments in Committee and requested that they be circulated. Amendments circulated.

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

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

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

- 5 **STOCK (SELLER LIABILITY AND DECLARATIONS) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.

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

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

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

- 7 **PUBLIC HOLIDAYS 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 expression "this House refuses to read this Bill a second time until an assessment can be made of the economic and tourism implications for the State." (*Mr Micallef*) - and, after debate -

Allocation of time - Mr Speaker advised that the time allocated for consideration of Bills pursuant to Resolution of the House on Tuesday, 9 November 1993 had expired -

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

The House divided.

AYES, 57

Mr Ashley	Mr John	Mr Paterson	Mr Tanner
Mr Bildstien	Mr Kennett	Mr Perrin	Mrs Tehan
Mr Brown	Mr Kilgour	Mr Perton	Mr Thompson
Mr Clark	Mr Leigh	Mr Pescott	(<i>Sandringham</i>)
Mr Coleman	Mr Lupton	Mrs Peulich	Mr Traynor
Mr Cooper	Mr McArthur	Mr Phillips	Mr Treasure
Mr Davis	Mrs McGill	Mr Plowman	Mr Turner
Dr Dean	Mr McGrath	(<i>Benambra</i>)	Mrs Wade
Mr Doyle	(<i>Warrnambool</i>)	Mr Plowman	Mr Weideman
Mr Elder	Mr McGrath	(<i>Evelyn</i>)	Mr Wells
Mrs Elliott	(<i>Wimmera</i>)	Mr Richardson	
Mr Finn	Mr McLellan	Mr Rowe	
Mr Hayward	(<i>Frankston East</i>)	Mr Smith	
Mr Heffernan	Mr McNamara	(<i>Glen Waverley</i>)	
Mr Honeywood	Mr Maclellan	Mr Smith	
Mr Hyams	(<i>Pakenham</i>)	(<i>Polwarth</i>)	<i>Tellers</i>
Mr Jasper	Mr Maughan	Mr Steggall	Mrs Henderson
Mr Jenkins	Dr Napthine	Mr Stockdale	Mr Spry

NOES, 26

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Mrs Wilson
Mr Baker	Mr Hamilton	Mr Sandon	
Mr Batchelor	Mr Leighton	Mr Seitz	
Mr Brumby	Mr Loney	Mr Sercombe	
Dr Coghill	Ms Marple	Mr Sheehan	
Mr Cole	Mr Micallef	Mr Thomson	<i>Tellers</i>
Mr Dollis	Mr Mildenhall	(<i>Pascoe Vale</i>)	Mr Cunningham
Ms Garbutt	Mr Pandazopoulos	Dr Vaughan	Mr Thwaites

And so it was resolved in the affirmative.

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

The House divided.

AYES, 57

Mr Ashley	Mr Jenkins	Mr Maughan	Mr Spry
Mr Bildstien	Mr John	Dr Napthine	Mr Steggall
Mr Brown	Mr Kennett	Mr Paterson	Mr Stockdale
Mr Clark	Mr Kilgour	Mr Perrin	Mr Tanner
Mr Coleman	Mr Leigh	Mr Perton	Mrs Tehan
Mr Cooper	Mr Lupton	Mr Pescott	Mr Thompson
Mr Davis	Mr McArthur	Mrs Peulich	(<i>Sandringham</i>)
Dr Dean	Mrs McGill	Mr Phillips	Mr Traynor
Mr Doyle	Mr McGrath	Mr Plowman	Mr Treasure
Mr Elder	(<i>Warrnambool</i>)	(<i>Benambra</i>)	Mr Turner
Mrs Elliott	Mr McGrath	(<i>Evelyn</i>)	Mrs Wade
Mr Finn	(<i>Wimmera</i>)	Mr Richardson	Mr Weideman
Mr Hayward	Mr McLellan	Mr Smith	Mr Wells
Mr Heffernan	(<i>Frankston East</i>)	(<i>Glen Waverley</i>)	<i>Tellers</i>
Mrs Henderson	Mr McNamara	Mr Smith	Mr Hyams
Mr Honeywood	Mr Maclellan	(<i>Polwarth</i>)	Mr Rowe
Mr Jasper	(<i>Pakenham</i>)		

NOES, 26

Mr Andrianopoulos	Ms Garbutt	Mr Sandon	Mrs Wilson
Mr Baker	Mr Hamilton	Mr Seitz	
Mr Batchelor	Mr Leighton	Mr Sercombe	
Mr Brumby	Mr Loney	Mr Sheehan	
Dr Coghill	Ms Marple	Mr Thomson	
Mr Cole	Mr Micallef	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Mr Cunningham	Mr Mildenhall	Mr Thwaites	Mr Haermeyer
Mr Dollis	Mr Roper	Dr Vaughan	Mr Pandazopoulos

And so it was resolved in the affirmative.

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

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

8 CLASSIFICATION OF FILMS AND PUBLICATIONS (AMENDMENT) BILL - Order read for resuming debate on question - That this Bill be now read a second time.

Question - That this Bill be now read a second time and a third time and be transmitted to the Legislative Council and their concurrence desired therein - put.

The House divided.

AYES, 55

Mr Ashley	Mr Jasper	Mr Maughan	Mr Smith
Mr Bildstien	Mr John	Dr Napthine	(Polwarth)
Mr Brown	Mr Kennett	Mr Paterson	Mr Spry
Mr Clark	Mr Kilgour	Mr Perrin	Mr Steggall
Mr Coleman	Mr Leigh	Mr Perton	Mr Tanner
Mr Cooper	Mr Lupton	Mr Pescott	Mrs Tehan
Mr Davis	Mr McArthur	Mrs Peulich	Mr Thompson
Dr Dean	Mrs McGill	Mr Phillips	(Sandringham)
Mr Doyle	Mr McGrath	Mr Plowman	Mr Treasure
Mr Elder	(Warrnambool)	(Benambra)	Mr Turner
Mrs Elliott	Mr McGrath	Mr Plowman	Mrs Wade
Mr Finn	(Wimmera)	(Evelyn)	Mr Wells
Mr Hayward	Mr McLellan	Mr Richardson	
Mr Heffernan	(Frankston East)	Mr Rowe	
Mrs Henderson	Mr McNamara	Mr Smith	Tellers
Mr Honeywood	Mr Maclellan	(Glen Waverley)	Mr Jenkins
Mr Hyams	(Pakenham)		Mr Traynor

NOES, 25

Mr Andrianopoulos	Mr Haermeyer	Mr Seitz	
Mr Baker	Mr Hamilton	Mr Sercombe	
Mr Batchelor	Mr Leighton	Mr Sheehan	
Dr Coghill	Ms Marple	Mr Thomson	
Mr Cole	Mr Micallef	(Pascoe Vale)	
Mr Cunningham	Mr Mildenhall	Mr Thwaites	Tellers
Mr Dollis	Mr Roper	Dr Vaughan	Mr Loney
Ms Garbutt	Mr Sandon	Ms Wilson	Mr Pandazopoulos

And so it was resolved in the affirmative.

9 TELECOMMUNICATIONS (INTERCEPTION) (STATE PROVISIONS) (AMENDMENT) BILL - Order read for resuming debate on question - That this Bill be now read a second time; Bill read a second and third time.

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

10 MELBOURNE AND WHOLESALE FRUIT AND VEGETABLE MARKET TRUST (AMENDMENT) BILL - Motion made and question proposed - That this Bill be now read a second time (Mr McGrath, Wimmera).

Motion made and question - That the debate be now adjourned (Mr Hamilton) - put and agreed to.

Ordered - That the debate be adjourned until Thursday, 18 November 1993.

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- 11 **BUILDING BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Maclellan, Pakenham*).
- Mr Maclellan (Pakenham) made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*
- Motion made and question - That the debate be now adjourned (*Mr Dollis*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 18 November 1993.
- 12 **PLANNING AND ENVIRONMENT (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Maclellan, Pakenham*).
- Mr Maclellan (Pakenham) made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*
- Motion made and question - That the debate be now adjourned (*Mr Dollis*) - put and agreed to.
- Ordered, after debate - That the debate be adjourned until Thursday, 18 November 1993.
- 13 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:
- Casino (Management Agreement) Bill
 - Casino Control (Further Amendment) Bill.
- 14 **INTERPRETATION OF LEGISLATION (AMENDMENT) BILL** - Order read for the consideration of the amendments made by the Legislative Council.
- And the said amendments were read a second time and agreed to by the House.
- Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 15 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mrs Wade*) - put and agreed to.
- 16 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
- And the House, at forty-five minutes past Six o'clock, adjourned until Tuesday, 16 November 1993.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 67, 68, 69 and 70

No. 67 - Tuesday, 16 November 1993

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **SCRUTINY OF ACTS AND REGULATIONS COMMITTEE** - Mr Perton, Chairman, brought up a Report from the Scrutiny of Acts and Regulations Committee being the Alert Digest No. 17 of 1993, on the -
 - Gaming Machine Control (General Amendment) Bill
 - Equal Opportunity (Amendment) Bill (No. 2)
 - Public Sector Superannuation (Administration) Bill
 - Nurses Bill
 together with an Appendix.
 Ordered, after debate, to lie on the Table and to be printed.
- 4 **LAW REFORM COMMITTEE** - Mr Cole brought up an Interim Report from the Law Reform Committee upon Restitution for Victims of Crime, together with Appendices, Submissions and Minutes of Evidence.
 Ordered to lie on the Table and the Report and Appendices to be printed.
- 5 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Greyhound Racing Control Board - Report for the year 1992-93
 - Mental Health Act 1986 - Report of Community Visitors for the year 1992-93
 - National Tennis Centre Trust - Report for the year 1992-93
 - Pharmacy Board of Victoria - Report for the year 1992
 - Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:
 - Ballan Planning Scheme - No. L10
 - Collingwood Planning Scheme - No. L5
 - Doncaster and Templestowe Planning Scheme - No. L58 Part 1
 - Fitzroy Planning Scheme - No. L21
 - Knox Planning Scheme - Nos. L 62 Part 1, L64
 - Lillydale Planning Scheme - No. L108 Part 1
 - Malvern Planning Scheme - No. L18
 - Nunawading Planning Scheme - No. L48
 - Prahran Planning Scheme - No. L39
 - Preston Planning Scheme - No. L44
 - Springvale Planning Scheme - Nos. L54, L57
 - Strathfieldsaye Planning Scheme - No. L9
 - Yackandandah Planning Scheme - No. L15

Victorian Relief Committee - Report for the year 1992-93.

- 6 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - ASSENT TO BILLS** - Informing the Assembly that he had, that day, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:
- Gas and Fuel Corporation (Heatane Gas) Bill
 - Adult, Community and Further Education (Employment) Bill
 - Pharmacists (Amendment) Bill
 - Cattle and Swine Compensation (Amendment) Bill
 - State Owned Enterprises (Amendment) Bill
 - Casino Control (Further Amendment) Bill
 - Casino (Management Agreement) Bill
 - Interpretation of Legislation (Amendment) Bill
 - Teaching Service (Amendment) Bill
 - Public Sector Management (Amendment) Bill.
- 7 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor:
- Recommending appropriations for the purposes of the following Bills:
- Building Bill
 - Planning and Environment (Amendment) Bill.
- Recommending further appropriations for the purposes of the following Bills:
- Electricity Industry Bill
 - Public Sector Superannuation (Administration) Bill.
- 8 **GOVERNMENT BUSINESS PROGRAM** - Motion made and question - That, pursuant to Sessional Order No. 6.(3), the following Orders of the Day, Government Business, relating to the following Bills be considered and completed by 4.30 p.m. on Friday, 19 November 1993:
- Public Sector Superannuation (Administration) Bill
 - Nurses Bill
 - Gaming Machine Control (General Amendment) Bill
 - Equal Opportunity (Amendment) Bill (No. 2)
 - Juries (Amendment) Bill
 - Transport (Amendment) Bill (No. 2)
 - Chattel Securities (Amendment) Bill
 - University of Ballarat Bill.
- (*Mr Maclellan, Pakenham*) - put, after debate, and agreed to.
- 9 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos 1 to 5 inclusive, be postponed until later this day.
- 10 **PUBLIC SECTOR SUPERANNUATION (ADMINISTRATION) BILL** - Order read for resuming debate on question - That this Bill be now read a second time.
- Pursuant to Sessional Orders, Mr Smith (*Polwarth*) announced that he proposed to move amendments in Committee and requested that they be circulated. Amendments circulated.
- Debate resumed on question - That this Bill be now read a second time.

Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee.

Committee reported progress.

*Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders - Mr Speaker took the Chair.*

- 11 **ADJOURNMENT** - Question - That the House do now adjourn - proposed and, after debate, Mr Speaker left the Chair at fifty minutes past Ten o'clock.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 68 - Wednesday, 17 November 1993

- 1 Mr Speaker took the Chair and read the Prayer.
 - 2 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
 - Eastern Victorian Air Ambulance Service, Helimed I** - Seeking that the House take all action possible to ensure that the Eastern Victorian Air Ambulance Service, Helimed I is not lost to the community and visitors to the Gippsland region who may require urgent medical treatment, bearing 16 signatures (*by Mr Hamilton*)
 - Maroona Consolidated Primary School** - Seeking that consideration be given to the views of parents of present and future students of the Maroona Consolidated primary school when the final decision is being made regarding its future site, bearing 18 signatures (*by Dr Napthine*)
 - Psychiatric Nursing** - Seeking that the Nurses Bill 1993 be amended to ensure that General Nurses are not afforded the right to practice Psychiatric Nursing whilst they have no training in this specialised field of nursing, bearing 153 signatures (*by Mr Leighton*)
 - Dookie Maternal and Child Health Centre** - Seeking that Dookie Maternal and Child Health Centre retains the same level of service, bearing 70 signatures (*by Mr Kilgour*).
- Severally ordered to lie on the Table.
- 3 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - State Electoral Office - Report for the year 1992-93
 - Statutory Rules under the following Acts:
 - Dentists Act 1972 - S.R. No. 210
 - Pharmacists Act 1974 - S.R. No. 211.

- 4 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Local Government Act 1989', the 'Health Act 1958', the 'Building Control Act 1981' and certain other Acts and for other purposes*".
- 5 **LOCAL GOVERNMENT (MISCELLANEOUS AMENDMENTS) BILL** - On the motion of Mr Maclellan (*Pakenham*), the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 6 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to allow gaming on certain ships and for other purposes*".
- 7 **TT - LINE GAMING BILL** - On the motion of Mrs Wade, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 8 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:
- Land Tax (Further Amendment) Bill
 - Borrowing and Investment Powers (Amendment) Bill
 - Limitation of Actions (Amendment) Bill
 - Choice of Law (Limitation Periods) Bill.
- 9 **GRIEVANCES** - Question - That grievances be noted - put, after debate, and agreed to.
- Business having been interrupted at 2.00 p.m.
pursuant to Sessional Orders.*
- 10 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 11 **FINANCIAL MANAGEMENT BILL** - Mr Stockdale, pursuant to a motion moved on his behalf by Mr Maclellan (*Pakenham*), obtained leave, with Mr Smith (*Polwarth*), to bring in a Bill "*relating to financial management, to repeal the 'Public Account Act 1958' and the 'Annual Reporting Act 1983', to make consequential amendments to other Acts and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 **AUDIT BILL** - Mr Stockdale, pursuant to a motion moved on his behalf by Mr Maclellan (*Pakenham*), obtained leave, with Mr Smith (*Polwarth*), to bring in a Bill "*to provide for the office of Auditor-General and the audit of public accounts, to amend, and repeal, the 'Audit Act 1958', to repeal or 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.
- 13 **NURSES BILL** - Order read for resuming debate on question - That this Bill be now read a second time.
- Pursuant to Sessional Orders, Mrs Tehan announced that she proposed to move amendments in Committee and requested that they be circulated. Amendments circulated.
- Debate resumed on question - That this Bill be now read a second time.
- Amendment proposed - That all the words after "That" be omitted with the view of inserting in place thereof the words "this Bill be withdrawn and redrafted to provide that - (a) half the Board membership be elected nurses; and (b) patients continue to be protected by ensuring that there is specific provision for nurses practising in areas of

speciality such as psychiatry, midwifery, and maternal and child health to have appropriate qualifications and clinical experience." (*Mr Roper*) - and, after debate -

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

The House divided.

AYES, 54

Mr Ashley	Mr Kilgour	Mr Perton	Mr Steggall
Mr Bildstien	Mr Leigh	Mr Pescott	Mr Tanner
Mr Brown	Mr Lupton	Mrs Peulich	Mrs Tehan
Mr Clark	Mr McArthur	Mr Phillips	Mr Thompson
Mr Coleman	Mrs McGill	Mr Plowman	(<i>Sandringham</i>)
Mr Cooper	Mr McGrath	(<i>Benambra</i>)	Mr Traynor
Mr Davis	(<i>Warrnambool</i>)	Mr Plowman	Mr Treasure
Mr Doyle	Mr McGrath	(<i>Evelyn</i>)	Mr Turner
Mr Elder	(<i>Wimmera</i>)	Mr Reynolds	Mrs Wade
Mrs Elliott	Mr McLellan	Mr Richardson	Mr Weideman
Mr Hayward	(<i>Frankston East</i>)	Mr Rowe	
Mr Heffernan	Mr McNamara	Mr Ryan	
Mrs Henderson	Mr Maclellan	Mr Smith	
Mr Honeywood	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	
Mr Jasper	Dr Napthine	Mr Smith	<i>Tellers</i>
Mr Jenkins	Mr Paterson	(<i>Polwarth</i>)	Mr Finn
Mr John	Mr Perrin	Mr Spry	Mr Wells

NOES, 25

Mr Andrianopoulos	Mr Dollis	Mr Micallef	Mr Sheehan
Mr Baker	Ms Garbutt	Mr Mildenhall	Mrs Wilson
Mr Batchelor	Mr Haermeyer	Mr Pandazopoulos	
Mr Brumby	Mr Hamilton	Mr Roper	
Dr Coghill	Ms Kirner	Mr Sandon	<i>Tellers</i>
Mr Cole	Mr Loney	Mr Seitz	Mr Thwaites
Mr Cunningham	Ms Marple	Mr Sercombe	Dr Vaughan

And so it was resolved in the affirmative.

Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee.

Committee reported progress.

*Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders - Mr Speaker took the Chair*

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

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 69 - Thursday, 18 November 1993

1 Mr Speaker took the Chair and read the Prayer.

2 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:

Mausoleums - Seeking that mausoleums be re-introduced in Victoria, bearing 937 signatures (by Mr Micallef).

Ordered to lie on the Table.

3 **OPERATION ICEBERG REPORT**- Motion made, by leave, and question - That there be presented to this House a copy of the Report of the Deputy Ombudsman (Police Complaints) on the Investigation of Leaked Confidential Police Information and Related Matters "Operation Iceberg" October 1993 (Mr McNamara) - put and agreed to.

4 **PAPER** - Mr McNamara presented:

Report of the Deputy Ombudsman (Police Complaints) on the Investigation of Leaked Confidential Police Information and Related Matters "Operation Iceberg" October 1993 - Return to the foregoing Order.

Ordered to lie on the Table and to be printed.

5 **SCRUTINY OF ACTS AND REGULATIONS COMMITTEE** - Mr Perton, Chairman, brought up a Report from the Scrutiny of Acts and Regulations Committee being the Alert Digest No. 18 of 1993, on the -

Transport (Amendment) Bill
Health Services (Amendment) Bill

together with an Appendix.

Ordered to lie on the Table and to be printed.

6 **PAPERS** -

Mr Speaker presented:

Accident Compensation Act 1985 -

Victorian WorkCover Authority - Report for the quarter ended 30 September 1993

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:

Albury-Wodonga (Victoria) Development Corporation - Report for the year 1992-93

Alexandra District Hospital - Report for the year 1992-93

Alfred Group of Hospitals - Report for the year 1992-93

Angliss Hospital - Report for the year 1992-93

Anne Caudle Centre - Report for the year 1992-93

Apollo Bay and District Memorial Hospital - Report for the year 1992-93

Austin Hospital - Report for the year 1992-93

Bairnsdale Regional Health Service - Report for the year 1992-93

Beeac and District Hospital - Report for the year 1992-93

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- Benalla and District Memorial Hospital - Report for the year 1992-93
Bethlehem Hospital Incorporated - Report for the year 1992-93
Birregurra and District Community Hospital - Report for the year 1992-93
Boort District Hospital - Report for the year 1992-93
Box Hill Hospital - Report for the year 1992-93
Bright District Hospital - Report for the year 1992-93
Bundoora Extended Care Centre - Report for the year 1992-93
Burwood and District Community Hospital - Report for the year 1992-93
Business and Employment Department - Report for the year 1992-93
Camperdown District Hospital - Report for the year 1992-93
Caritas Christi Hospice Limited - Report for the year 1992-93
Casterton Memorial Hospital - Report for the year 1992-93
Cobram District Hospital - Report for the year 1992-93
Cohuna District Hospital and Cohuna Community Nursing Home - Report for the year 1992-93
Colac District Hospital - Report for the year 1992-93
Coleraine and District Hospital - Report for the year 1992-93
Corryong District Hospital - Report for the year 1992-93
Dandenong Hospital - Report for the year 1992-93
Dunolly District Hospital - Report for the year 1992-93
Eastern Suburbs Geriatric Centre - Report for the year 1992-93
Echuca District Hospital - Report for the year 1992-93
Elmore District Hospital - Report for the year 1992-93
Fairfield Hospital - Report for the year 1992-93
Geelong Hospital - Report for the year 1992-93
Gippsland Base Hospital - Report for the year 1992-93
Gippsland Southern Health Service - Report for the year 1992-93
Goulburn Valley Base Hospital - Report for the year 1992-93
Grace McKellar Centre - Report for the year 1992-93
Hamilton Base Hospital - Report for the year 1992-93
Hampton Rehabilitation Hospital - Report for the year 1992-93
Healesville and District Hospital - Report for the year 1992-93
Heathcote District Hospital - Report for the year 1992-93
Heywood and District Memorial Hospital - Report for the year 1992-93
Inglewood Hospital - Report for the year 1992-93
Kerang and District Hospital - Report for the year 1992-93
Kilmore and District Hospital - Report for the year 1992-93
Kingston Centre - Report for the year 1992-93
Koroit and District Memorial Hospital - Report for the year 1992-93
Kyabram and District Memorial Community Hospital - Report for the year 1992-93

- Kyneton District Hospital - Report for the year 1992-93
- Latrobe Regional Hospital - Report for the year 1992-93
- Lismore and District Hospital - Report for the year 1992-93
- Lorne Community Hospital - Report for the year 1992-93
- Lyndoch, Warrnambool Incorporated - Report for the year 1992-93
- Macarthur and District Memorial Hospital - Report for the year 1992-93
- Maffra District Hospital - Report for the year 1992-93
- Maldon Hospital - Report for the year 1992-93
- Mansfield District Hospital - Report for the year 1992-93
- Maroondah Hospital - Report for the year 1992-93
- Maryborough District Health Service - Report for the year 1992-93
- Mental Health Review Board and Psychosurgery Review Board - Report for the year 1992-93
- Mildura Base Hospital - Report for the year 1992-93
- Monash Medical Centre - Report for the year 1992-93
- Mordialloc-Cheltenham Community Hospital - Report for the year 1992-93
- Mornington Peninsula Hospital - Report for the year 1992-93
- Mortlake District Hospital - Report for the year 1992-93
- Mount Alexander Hospital - Report for the year 1992-93
- Mount Eliza Centre - Report for the year 1992-93
- Murray-Darling Basin Commission - Report for the year 1992-93
- Myrtleford District War Memorial Hospital - Report for the year 1992-93
- Nathalia District Hospital - Report for the year 1992-93
- Numurkah and District War Memorial Hospital - Report for the year 1992-93
- O'Connell Family Centre (Grey Sisters) Incorporated - Report for the year 1992-93
- Omeo District Hospital - Report for the year 1992-93
- Orbost and District Hospital - Report for the year 1992-93
- Penshurst and District Memorial Hospital - Report for the year 1992-93
- Peter MacCallum Cancer Institute - Report for the year 1992-93
- Port Fairy Hospital - Report for the year 1992-93
- Portland and District Hospital - Report for the year 1992-93
- Preston and Northcote Community Hospital - Report for the year 1992-93
- Rochester and District War Memorial Hospital - Report for the year 1992-93
- Royal Victorian Eye and Ear Hospital - Report for the year 1992-93
- St George's Hospital and Inner Eastern Geriatric Service - Report for the year 1992-93
- St Vincent's Hospital (Melbourne) - Report for the year 1992-93
- Sandringham and District Memorial Hospital - Report for the year 1992-93
- Seymour District Memorial Hospital - Report for the year 1992-93
- Skipton and District Memorial Hospital - Report for the year 1992-93

South Gippsland Hospital - Report for the year 1992-93
Swan Hill District Hospital - Report for the year 1992-93
Tallangatta Hospital - Report for the year 1992-93
Tawonga District General Hospital - Report for the year 1992-93
Terang and District Community Hospital - Report for the year 1992-93
Timboon and District Hospital - Report for the year 1992-93
Victoria Police - Report for the year 1992-93
Victorian Gaming Commission - Report for the year 1992-93
Wangaratta District Base Hospital - Report for the year 1992-93
Waranga Memorial Hospital - Report for the year 1992-93
Warrnambool and District Base Hospital - Report for the year 1992-93
Werribee District Hospital - Report for the year 1992-93
West Gippsland Hospital - Report for the year 1992-93
Westernport Memorial Hospital - Report for the year 1992-93
Winchelsea and District Hospital - Report for the year 1992-93
Wodonga District Hospital - Report for the year 1992-93
Wycheproof District Hospital - Report for the year 1992-93
Yarram and District Hospital - Report for the year 1992-93
Yarrawonga District Hospital - Report for the year 1992-93
Yea and District Memorial Hospital - Report for the year 1992-93.

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

Stamps (Further Amendment) Bill
State Taxation (Further Amendment) Bill
Classification of Films and Publications (Amendment) Bill.

8 MESSAGE FROM THE LEGISLATIVE COUNCIL - Agreeing to the Public Holidays Bill with an amendment.

Ordered - That the said amendment be printed and taken into consideration tomorrow.

9 MESSAGE FROM THE LEGISLATIVE COUNCIL - Agreeing to the Stock (Seller Liability and Declarations) Bill with amendments.

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

10 MESSAGE FROM THE LEGISLATIVE COUNCIL - Agreeing to the Rural Finance (VEDC Abolition) Bill with amendments.

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

11 MESSAGE FROM THE LEGISLATIVE COUNCIL - Agreeing to the Telecommunications (Interception) (State Provisions) (Amendment) Bill with an amendment.

Ordered - That the said amendment be printed and taken into consideration tomorrow.

12 SITTING OF THE HOUSE - Motion made and question - That the House, at its rising, adjourn until tomorrow at Ten o'clock (*Mr Maclellan, Pakenham*) - put and agreed to.

- 13 **GAMING MACHINE CONTROL (GENERAL AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time.
- Pursuant to Sessional Orders, Mrs Wade announced that she proposed to move amendments in Committee and requested that they be circulated. Amendments circulated.
- Debate resumed on question - That this Bill be now read a second time.
- Amendment proposed - That all the words after "That" be omitted with the view of inserting in place thereof the words "this Bill be withdrawn and redrafted so as to allow the Gaming Commission to declare that the amounts payable under section 136 of the *Gaming Machine Control Act 1991* by certain gaming machine operators holding a general licence, are to be paid as if they are holders of a club licence".
(*Mr Roper*) - and, after debate -
- Question - That the words proposed to be omitted stand part of the question - put and negatived.
- Bill read a second time and committed; considered in Committee and reported with amendments; as amended considered, and amendments agreed to; read a third time.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 14 **JURIES (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time.
- Pursuant to Sessional Orders, Mrs Wade announced that she proposed to move an amendment in Committee and requested that it be circulated. Amendment circulated.
- Debate resumed on question - That this Bill be now read a second time.
- Business having been interrupted at 2.00 p.m.
pursuant to Sessional Orders.*
- 15 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 16 **JURIES (AMENDMENT) BILL** - Debate resumed on question - That this Bill be now read a second time.
- Question - put.

The House divided.

AYES, 55

Mr Ashley	Mr John	Dr Napthine	Mr Spry
Mr Bildstien	Mr Kennett	Mr Paterson	Mr Steggall
Mr Brown	Mr Kilgour	Mr Perrin	Mrs Tehan
Mr Clark	Mr Leigh	Mr Pescott	Mr Thompson
Mr Coleman	Mr Lupton	Mrs Peulich	(Sandringham)
Mr Cooper	Mr McArthur	Mr Plowman	Mr Traynor
Mr Davis	Mrs McGill	(Benambra)	Mr Treasure
Mr Elder	Mr McGrath	Mr Plowman	Mr Turner
Mrs Elliott	(Warrnambool)	(Evelyn)	Mrs Wade
Mr Finn	Mr McGrath	Mr Reynolds	Mr Weideman
Mr Hayward	(Wimmera)	Mr Richardson	Mr Wells
Mr Heffernan	Mr McLellan	Mr Rowe	
Mrs Henderson	(Frankston East)	Mr Ryan	
Mr Honeywood	Mr McNamara	Mr Smith	
Mr Hyams	Mr Maclellan	(Glen Waverley)	Tellers
Mr Jasper	(Pakenham)	Mr Smith	Mr Doyle
Mr Jenkins	Mr Maughan	(Polwarth)	Mr Phillips

NOES, 27

Mr Andrianopoulos	Ms Garbutt	Mr Roper	Dr Vaughan
Mr Baker	Mr Haermeyer	Mr Sandon	Mrs Wilson
Mr Batchelor	Mr Hamilton	Mr Seitz	
Mr Brumby	Ms Kirner	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Sheehan	
Mr Cole	Mr Loney	Mr Thomson	Tellers
Mr Cunningham	Ms Marple	(Pascoe Vale)	Mr Mildenhall
Mr Dollis	Mr Micallef	Mr Thwaites	Mr Pandazopoulos

And so it was resolved in the affirmative.

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

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

17 **EQUAL OPPORTUNITY (AMENDMENT) BILL (No. 2)** - Order read for resuming debate on question - That this Bill be now read a second time.

Pursuant to Sessional Orders, Mrs Wade announced that she proposed to move amendments in Committee and requested that they be circulated. Amendments circulated.

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

*Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders -*

- 18 **ADJOURNMENT** - Question - That the House do now adjourn - proposed and, after debate, Mr Speaker left the Chair at forty-six minutes past Ten o'clock.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 70 - Friday, 19 November 1993

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Agriculture Department - Report for the year 1992-93
 - Energy and Minerals Department - Report for the year 1992-93
 - Finance Department - Report for the year 1992-93
 - Hospitals Superannuation Board - Report for the year 1992-93
 - Local Authorities Superannuation Board - Report for the year 1992-93
 - State Superannuation Board - Report for the year 1992-93
 - Transport Department - Report for the year 1992-93.
- 3 **MESSAGE FROM THE DEPUTY GOVERNOR - ASSENT TO BILL** - Informing the Assembly that he had, on 18 November 1993, given the Royal Assent to the City of Melbourne Bill presented to him by the Clerk of the Parliaments.
- 4 **POLICE REGULATION (DISCIPLINE) (AMENDMENT) BILL** - Mr McNamara, pursuant to motion moved on his behalf by Mr Maclellan (*Pakenham*), obtained leave, with Mr Kennett, to bring in a Bill "to amend the 'Police Regulation (Discipline) Act 1993' and for other purposes"; and the said Bill was read a first time, ordered to be printed and, by leave, after debate, read a second time later this day.
- 5 **PUBLIC SECTOR SUPERANNUATION (ADMINISTRATION) BILL** - Motion made and question - That the amendment to be substituted for Government Amendment No. 53 to the Public Sector Superannuation (Administration) Bill be now circulated in lieu of the amendment which was circulated pursuant to Sessional Order 6.(5) on 16 November 1993 and that Sessional Order 6.(6)(a) be applied to the proceedings on the Bill in respect to that amendment. (*Mr Maclellan, Pakenham*) - put and agreed to.
Substituted amendment circulated.
- 6 **CHATTEL SECURITIES (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.
Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.

- 7 **UNIVERSITY OF BALLARAT BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.

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

- 8 **TRANSPORT (AMENDMENT) BILL (No. 2)** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

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

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

- 10 **TRANSPORT (AMENDMENT) BILL (No. 2)** - Debate resumed on question - That this Bill be now read a second time.

Amendment proposed - That all the words after "That" be omitted with the view of inserting in place thereof the words "this Bill be withdrawn and redrafted to provide for an independent regulatory body responsible for the monitoring and enforcing of safety and other operational matters on all trains, trams and buses operating in Victoria." (*Mr Batchelor*) - and, after debate -

Allocation of time - Mr Speaker advised that the time allocated for consideration of Bills pursuant to Resolution of the House on Tuesday, 16 November 1993 had expired -

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

The House divided.

AYES, 55

Mr Ashley	Mr Kennett	Mr Paterson	Mr Tanner
Mr Bildstien	Mr Kilgour	Mr Perrin	Mrs Tehan
Mr Brown	Mr Leigh	Mr Perton	Mr Thompson
Mr Clark	Mr Lupton	Mr Pescott	(<i>Sandringham</i>)
Mr Coleman	Mr McArthur	Mrs Peulich	Mr Traynor
Mr Cooper	Mrs McGill	Mr Phillips	Mr Treasure
Mr Doyle	Mr McGrath	Mr Plowman	Mr Turner
Mrs Elliott	(<i>Warrnambool</i>)	(<i>Evelyn</i>)	Mrs Wade
Mr Finn	Mr McGrath	Mr Reynolds	Mr Weideman
Mr Gude	(<i>Wimmera</i>)	Mr Richardson	Mr Wells
Mr Hayward	Mr McLellan	Mr Ryan	
Mr Heffernan	(<i>Frankston East</i>)	Mr Smith	
Mrs Henderson	Mr McNamara	(<i>Glen Waverley</i>)	
Mr Honeywood	Mr Maclellan	Mr Smith	
Mr Hyams	(<i>Pakenham</i>)	(<i>Polwarth</i>)	<i>Tellers</i>
Mr Jenkins	Mr Maughan	Mr Spry	Mr Davis
Mr John	Dr Napthine	Mr Steggall	Mr Rowe

NOES, 27

Mr Andrianopoulos	Ms Garbutt	Mr Roper	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Seitz	
Mr Brumby	Mr Leighton	Mr Sercombe	
Dr Coghill	Mr Loney	Mr Sheehan	
Mr Cole	Ms Marple	Mr Thomson	<i>Tellers</i>
Mr Cunningham	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Haermeyer
Mr Dollis	Mr Pandazopoulos	Mr Thwaites	Mr Mildenhall

And so it was resolved in the affirmative.

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

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

11 NURSES BILL - Further considered in Committee and reported with amendments.

Question - That the amendments made by the Committee be agreed to - put.

The House divided.

AYES, 51

Mr Ashley	Mr John	Mr Perton	Mrs Tehan
Mr Brown	Mr Kilgour	Mr Pescott	Mr Thompson
Mr Clark	Mr Leigh	Mrs Peulich	(<i>Sandringham</i>)
Mr Coleman	Mr Lupton	Mr Phillips	Mr Traynor
Mr Cooper	Mr McArthur	Mr Plowman	Mr Treasure
Mr Davis	Mrs McGill	(<i>Evelyn</i>)	Mr Turner
Mr Doyle	Mr McGrath	Mr Reynolds	Mrs Wade
Mrs Elliott	(<i>Warrnambool</i>)	Mr Richardson	Mr Weideman
Mr Finn	Mr McGrath	Mr Rowe	Mr Wells
Mr Gude	(<i>Wimmera</i>)	Mr Smith	
Mr Hayward	Mr McLellan	(<i>Glen Waverley</i>)	
Mr Heffernan	(<i>Frankston East</i>)	Mr Smith	
Mrs Henderson	Mr McNamara	(<i>Polwarth</i>)	
Mr Honeywood	Mr Maclellan	Mr Spry	<i>Tellers</i>
Mr Hyams	(<i>Pakenham</i>)	Mr Steggall	Mr Paterson
Mr Jenkins	Mr Perrin	Mr Tanner	Mr Ryan

NOES, 27

Mr Andrianopoulos	Ms Garbutt	Mr Mildenhall	Dr Vaughan
Mr Baker	Mr Haermeyer	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Hamilton	Mr Sandon	
Mr Brumby	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	<i>Tellers</i>
Mr Cunningham	Ms Marple	Mr Thomson	Mr Pandazopoulos
Mr Dollis	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Thwaites

And so it was resolved in the affirmative.

Question - That this Bill be now read a third time - put.

The House divided.

AYES, 51

Mr Ashley	Mr Leigh	Mr Perton	Mrs Tehan
Mr Brown	Mr Lupton	Mr Pescott	Mr Thompson
Mr Clark	Mr McArthur	Mr Phillips	(<i>Sandringham</i>)
Mr Coleman	Mrs McGill	Mr Plowman	Mr Traynor
Mr Cooper	Mr McGrath	(<i>Evelyn</i>)	Mr Treasure
Dr Dean	(<i>Warrnambool</i>)	Mr Reynolds	Mr Turner
Mr Doyle	Mr McGrath	Mr Richardson	Mrs Wade
Mrs Elliott	(<i>Wimmera</i>)	Mr Rowe	Mr Weideman
Mr Finn	Mr McLellan	Mr Ryan	Mr Wells
Mr Gude	(<i>Frankston East</i>)	Mr Smith	
Mr Hayward	Mr McNamara	(<i>Glen Waverley</i>)	
Mrs Henderson	Mr Maclellan	Mr Smith	
Mr Honeywood	(<i>Pakenham</i>)	(<i>Polwarth</i>)	
Mr Jenkins	Mr Maughan	Mr Spry	<i>Tellers</i>
Mr John	Mr Paterson	Mr Steggall	Mr Davis
Mr Kilgour	Mr Perrin	Mr Tanner	Mrs Peulich

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Pandazopoulos	Mr Thwaites
Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Sandon	
Mr Brumby	Mr Leighton	Mr Seitz	
Dr Coghill	Mr Loney	Mr Sercombe	
Mr Cole	Ms Marple	Mr Sheehan	<i>Tellers</i>
Mr Dollis	Mr Micallef	Mr Thomson	Mr Cunningham
Ms Garbutt	Mr Mildenhall	(<i>Pascoe Vale</i>)	Dr Vaughan

And so it was resolved in the affirmative.

Bill read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

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

12 **EQUAL OPPORTUNITY (AMENDMENT) BILL (No. 2)** - Order read for resuming debate on question - That this Bill be now read a second time.

Question - put.

The House divided.

AYES, 51

Mr Ashley	Mr Kilgour	Mr Perrin	Mr Tanner
Mr Brown	Mr Leigh	Mr Perton	Mrs Tehan
Mr Clark	Mr Lupton	Mr Pescott	Mr Thompson
Mr Coleman	Mr McArthur	Mrs Peulich	(<i>Sandringham</i>)
Mr Cooper	Mrs McGill	Mr Phillips	Mr Treasure
Mr Davis	Mr McGrath	Mr Plowman	Mr Turner
Mr Doyle	(<i>Warrnambool</i>)	(<i>Evelyn</i>)	Mrs Wade
Mrs Elliott	Mr McGrath	Mr Reynolds	Mr Weideman
Mr Finn	(<i>Wimmera</i>)	Mr Richardson	Mr Wells
Mr Gude	Mr McLellan	Mr Ryan	
Mr Hayward	(<i>Frankston East</i>)	Mr Smith	
Mrs Henderson	Mr McNamara	(<i>Glen Waverley</i>)	
Mr Honeywood	Mr Maclellan	Mr Smith	
Mr Hyams	(<i>Pakenham</i>)	(<i>Polwarth</i>)	<i>Tellers</i>
Mr Jenkins	Mr Maughan	Mr Spry	Mr Rowe
Mr John	Mr Paterson	Mr Steggall	Mr Traynor

NOES, 26

Mr Andrianopoulos	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Baker	Ms Kirner	Mr Seitz	
Mr Batchelor	Mr Leighton	Mr Sercombe	
Dr Coghill	Mr Loney	Mr Sheehan	
Mr Cole	Ms Marple	Mr Thomson	
Mr Cunningham	Mr Micallef	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Mr Dollis	Mr Pandazopoulos	Mr Thwaites	Mr Haermeyer
Ms Garbutt	Mr Roper	Dr Vaughan	Mr Mildenhall

And so it was resolved in the affirmative.

Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee and reported with amendments.

Question - That the amendments made by the Committee be agreed to - put.

The House divided.

AYES, 51

Mr Ashley	Mr Kilgour	Mr Perton	Mr Tanner
Mr Brown	Mr Leigh	Mr Pescott	Mrs Tehan
Mr Clark	Mr McArthur	Mrs Peulich	Mr Traynor
Mr Coleman	Mrs McGill	Mr Phillips	Mr Treasure
Mr Cooper	Mr McGrath	Mr Plowman	Mr Turner
Mr Davis	(<i>Warrnambool</i>)	(<i>Evelyn</i>)	Mrs Wade
Mr Doyle	Mr McGrath	Mr Reynolds	Mr Weideman
Mrs Elliott	(<i>Wimmera</i>)	Mr Richardson	Mr Wells
Mr Finn	Mr McLellan	Mr Rowe	
Mr Gude	(<i>Frankston East</i>)	Mr Ryan	
Mr Hayward	Mr McNamara	Mr Smith	
Mrs Henderson	Mr Maclellan	(<i>Glen Waverley</i>)	
Mr Honeywood	(<i>Pakenham</i>)	Mr Smith	<i>Tellers</i>
Mr Hyams	Mr Maughan	(<i>Polwarth</i>)	Mr Lupton
Mr Jenkins	Mr Paterson	Mr Spry	Mr Thompson
Mr John	Mr Perrin	Mr Steggall	(<i>Sandringham</i>)

NOES, 25

Mr Andrianopoulos	Mr Hamilton	Mr Sandon	
Mr Baker	Mr Leighton	Mr Seitz	
Mr Batchelor	Mr Loney	Mr Sercombe	
Dr Coghill	Ms Marple	Mr Sheehan	
Mr Cole	Mr Micallef	Mr Thomson	
Mr Cunningham	Mr Mildenhall	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Mr Dollis	Mr Pandazopoulos	Dr Vaughan	Mr Haermeyer
Ms Garbutt	Mr Roper	Mrs Wilson	Mr Thwaites

And so it was resolved in the affirmative.

Question - That this Bill be now read a third time - put.

The House divided.

AYES, 50

Mr Ashley	Mr Lupton	Mrs Peulich	Mr Thompson
Mr Brown	Mr McArthur	Mr Phillips	(<i>Sandringham</i>)
Mr Clark	Mrs McGill	Mr Plowman	Mr Traynor
Mr Coleman	Mr McGrath	(<i>Evelyn</i>)	Mr Treasure
Mr Cooper	(<i>Warrnambool</i>)	Mr Reynolds	Mr Turner
Mr Davis	Mr McGrath	Mr Richardson	Mrs Wade
Mr Doyle	(<i>Wimmera</i>)	Mr Rowe	Mr Weideman
Mr Gude	Mr McLellan	Mr Ryan	Mr Wells
Mr Hayward	(<i>Frankston East</i>)	Mr Smith	
Mrs Henderson	Mr McNamara	(<i>Glen Waverley</i>)	
Mr Honeywood	Mr Maclellan	Mr Smith	
Mr Hyams	(<i>Pakenham</i>)	(<i>Polwarth</i>)	
Mr Jenkins	Mr Paterson	Mr Spry	<i>Tellers</i>
Mr John	Mr Perrin	Mr Steggall	Mrs Elliott
Mr Kilgour	Mr Perton	Mr Tanner	Mr Finn
Mr Leigh	Mr Pescott	Mrs Tehan	

NOES, 25

Mr Andrianopoulos	Mr Haermeyer	Mr Seitz	
Mr Baker	Mr Hamilton	Mr Sercombe	
Mr Batchelor	Mr Leighton	Mr Sheehan	
Dr Coghill	Ms Marple	Mr Thomson	
Mr Cole	Mr Micallef	(<i>Pascoe Vale</i>)	
Mr Cunningham	Mr Pandazopoulos	Mr Thwaites	<i>Tellers</i>
Mr Dollis	Mr Roper	Dr Vaughan	Mr Loney
Ms Garbutt	Mr Sandon	Mrs Wilson	Mr Mildenhall

And so it was resolved in the affirmative.

Bill read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

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

13 PUBLIC SECTOR SUPERANNUATION (ADMINISTRATION) BILL - Further considered in Committee and reported with amendments.

Question - That the amendments made by the Committee be agreed to - put.

The House divided.

AYES, 49

Mr Ashley	Mr John	Mr Perrin	Mr Spry
Mr Brown	Mr Kilgour	Mr Perton	Mr Steggall
Mr Clark	Mr Leigh	Mr Pescott	Mr Tanner
Mr Coleman	Mr Lupton	Mrs Peulich	Mrs Tehan
Mr Cooper	Mrs McGill	Mr Phillips	Mr Thompson
Mr Davis	Mr McGrath	Mr Plowman	(<i>Sandringham</i>)
Mr Doyle	(<i>Warrnambool</i>)	(<i>Evelyn</i>)	Mr Traynor
Mrs Elliott	Mr McGrath	Mr Reynolds	Mr Turner
Mr Finn	(<i>Wimmera</i>)	Mr Richardson	Mr Weideman
Mr Gude	Mr McLellan	Mr Rowe	Mr Wells
Mr Hayward	(<i>Frankston East</i>)	Mr Ryan	
Mrs Henderson	Mr McNamara	Mr Smith	
Mr Honeywood	Mr Maclellan	(<i>Glen Waverley</i>)	<i>Tellers</i>
Mr Hyams	(<i>Pakenham</i>)	Mr Smith	Mr McArthur
Mr Jenkins	Mr Paterson	(<i>Polwarth</i>)	Mr Treasure

NOES, 25

Mr Andrianopoulos	Mr Hamilton	Mr Sandon	
Mr Baker	Mr Leighton	Mr Seitz	
Mr Batchelor	Mr Loney	Mr Sercombe	
Dr Coghill	Ms Marple	Mr Sheehan	
Mr Cole	Mr Micallef	Mr Thomson	
Mr Cunningham	Mr Mildenhall	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Mr Dollis	Mr Pandazopoulos	Dr Vaughan	Mr Haermeyer
Ms Garbutt	Mr Roper	Mrs Wilson	Mr Thwaites

And so it was resolved in the affirmative.

Question - That this Bill be now read a third time - put.

The House divided.

AYES, 49

Mr Brown	Mr Leigh	Mr Perton	Mr Steggall
Mr Clark	Mr Lupton	Mr Pescott	Mr Tanner
Mr Coleman	Mr McArthur	Mrs Peulich	Mrs Tehan
Mr Cooper	Mrs McGill	Mr Phillips	Mr Thompson
Mr Davis	Mr McGrath	Mr Plowman	(Sandringham)
Mr Doyle	(Warrnambool)	(Evelyn)	Mr Traynor
Mrs Elliott	Mr McGrath	Mr Reynolds	Mr Treasure
Mr Finn	(Wimmera)	Mr Richardson	Mr Turner
Mr Gude	Mr McLellan	Mr Rowe	Mr Weideman
Mr Hayward	(Frankston East)	Mr Ryan	Mr Wells
Mrs Henderson	Mr McNamara	Mr Smith	
Mr Honeywood	Mr Maclellan	(Glen Waverley)	
Mr Jenkins	(Pakenham)	Mr Smith	Tellers
Mr John	Mr Paterson	(Polwarth)	Mr Ashley
Mr Kilgour	Mr Perrin	Mr Spry	Mr Hyams

NOES, 25

Mr Andrianopoulos	Mr Haermeyer	Mr Sandon	
Mr Baker	Mr Hamilton	Mr Seitz	
Mr Batchelor	Mr Leighton	Mr Sercombe	
Dr Coghill	Mr Loney	Mr Sheehan	
Mr Cole	Ms Marple	Mr Thomson	
Mr Cunningham	Mr Micallef	(Pascoe Vale)	Tellers
Mr Dollis	Mr Mildenhall	Mr Thwaites	Mr Pandazopoulos
Ms Garbutt	Mr Roper	Mrs Wilson	Dr Vaughan

And so it was resolved in the affirmative.

Bill read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

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

- 14 **POLICE REGULATION (DISCIPLINE) (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr McNamara*).

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

Ordered - That the debate be adjourned until Tuesday, 23 November 1993.

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

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

Ordered - That the debate be adjourned until Friday, 3 December 1993.

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- 16 **FINANCIAL MANAGEMENT BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Smith, Polwarth*).
- Motion made and question - That the debate be now adjourned (*Mr Baker*) - put and agreed to.
- Ordered - That the debate be adjourned until Friday, 3 December 1993.
- 17 **LOCAL GOVERNMENT (MISCELLANEOUS AMENDMENTS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Maclellan, Pakenham*).
- Motion made and question - That the debate be now adjourned (*Mrs Wilson*) - put and agreed to.
- Ordered - That the debate be adjourned until Wednesday, 24 November 1993.
- 18 **TT-LINE GAMING BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Wade*).
- Motion made and question - That the debate be now adjourned (*Mr Roper*) - put and agreed to.
- Ordered - That the debate be adjourned until Wednesday, 24 November 1993.
- 19 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Gude*) - put and agreed to.
- 20 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
And the House, at thirty-nine minutes past Seven o'clock, adjourned until Tuesday, 23 November 1993.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 71, 72, 73 and 74

No. 71 - Tuesday, 23 November 1993

- 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:
 - Funding for Pre-Schools and Central Payment Scheme** - Seeking that the Government - (a) restore full funding to pre-schools; and (b) restore the central payment scheme for salaries, bearing 125 and 31 signatures (*by Ms Garbutt and Mr Thomson, Pascoe Vale, respectively*)
 - Funding for Maternal and Child Health Services** - Seeking that the House take all necessary steps to ensure that the proposal to limit funding for Maternal and Child Health Services to 10 standard visits does not proceed, bearing 94 signatures (*by Ms Garbutt*)
 - State Education System** - Seeking that the Minister for Education - (a) abandon the quality provision process which is threatening the basis of our State Education System; (b) reject staffing proposals which reduce teacher numbers to unacceptable levels; and (c) guarantee the future of all Government schools choosing to remain in their present form, bearing 167 signatures (*by Ms Garbutt*)

Severally ordered to lie on the Table.
- 4 **BEAVE LIMITED** - Motion made, by leave, and question - That there be presented to this House a copy of the Financial Statements of Beave Limited (in voluntary liquidation) for the years ended 31 December 1990, 1991 and 1992 (*Mr Stockdale*) - put and agreed to.
- 5 **PAPERS** - Mr Stockdale presented:
 - Beave Limited (in voluntary liquidation) - Financial Statements for the years ended 31 December 1990, 1991 and 1992 (three papers) - Return to the foregoing Order.

Severally ordered to lie on the Table.
- 6 **DELEGATED LEGISLATION** - Motion made, by leave, and question - That there be presented to this House a copy of the Report of the Scrutiny of Acts and Regulations Committee on Proceedings of the Australasian and Pacific Conference on Delegated Legislation and Scrutiny of Bills 1993. (*Mr Pertou*) - put and agreed to.

7 PAPER - Mr Perton presented:

Report of the Scrutiny of Acts and Regulations Committee on Proceedings of the Australasian and Pacific Conference on Delegated Legislation and Scrutiny of Bills 1993 - Return to the foregoing Order.

Ordered to lie on the Table.

8 WORLD CONFERENCE ON HUMAN RIGHTS - Motion made, by leave, and question - That there be presented to this House a copy of the Report of the Scrutiny of Acts and Regulations Committee on the World Conference on Human Rights, Vienna, Austria 1993. (Mr Perton) - put and agreed to.

9 PAPER - Mr Perton presented:

Report of the Scrutiny of Acts and Regulations Committee on the World Conference on Human Rights, Vienna, Austria 1993 - Return to the foregoing Order.

Ordered to lie on the Table.

10 SCRUTINY OF ACTS AND REGULATIONS COMMITTEE - Mr Perton, Chairman, brought up the following Reports from the Scrutiny of Acts and Regulations Committee:

Report being the Alert Digest No. 19 of 1993 on the -

Crimes (Amendment) Bill (No. 2)

Planning and Environment (Amendment) Bill

Building Bill

Health and Community Services (Further Amendment) Bill

Education (Amendment) Bill

together with an Appendix and Minutes of Evidence.

Second Report on the Operation of Section 32 of the Interpretation of Legislation Act 1984 concerning the Water (Annual Reporting) (Amendment) Regulations 1993 (S.R. No. 124/1993), together with Appendices.

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

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

Adult Parole Board - Report for the year 1992-93

Altona District Hospital - Report for the year 1992-93

Ararat and District Hospital - Report for the year 1992-93

Bacchus Marsh and Melton Memorial Hospital - Report for the year 1992-93

Ballarat Base Hospital - Report for the year 1992-93

Bendigo Hospital - Report for the year 1992-93

Casino Control Act 1991 - Orders in Council pursuant to section 128P(5) (three papers)

Clunes District Hospital - Report for the year 1992-93

Conservation and Natural Resources Department - Report for the year 1992-93

Constitution Act Amendment Act 1958 - Report on the Doutta Galla Province By-Election, 20 February 1993

Creswick District Hospital - Report for the year 1992-93

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- Daylesford District Hospital - Report for the year 1992-93
Dimboola District Hospital - Report for the year 1992-93
Donald District Hospital - Report for the year 1992-93
Dunmunkle District Hospital - Report for the year 1992-93
Edenhope and District Memorial Hospital - Report for the year 1992-93
Eildon and District Community Hospital - Report for the year 1992-93
Gas and Fuel Corporation Superannuation Fund - Report for the year 1992-93
Glenview Community Care Incorporated - Report for the year 1992-93
Harness Racing Board - Report for the year ended 31 July 1993
Health and Community Services Department - Report for the year 1992-93
Hospitals Superannuation Fund - Report on the Actuarial Investigation of the Fund as at 30 June 1993
Kaniva District Hospital - Report for the year 1992-93
Manangatang and District Hospital - Report for the year 1992-93
Mercy Public Hospitals Incorporated - Report for the year 1992-93
Metropolitan Transit Authority Superannuation Fund - Report for the year 1992-93
Nhill Hospital - Report for the year 1992-93
North West Hospital - Report for the year 1992-93
Ombudsman Act 1973 - Report of the Deputy Ombudsman (Police Complaints) for the years 1991-92 and 1992-93 - Ordered to be printed
Ouyen and District Hospital - Report for the year 1992-93
Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:
 Alberton Planning Scheme - No. L16
 Bass Planning Scheme - No. L27
 Beechworth Planning Scheme - No. L22
 Berwick Planning Scheme - Nos. L64, L65
 Caulfield Planning Scheme - No. L23
 Coburg Planning Scheme - No. L33
 Diamond Valley Planning Scheme - No. L45
 Footscray Planning Scheme - No. L36
 Kilmore Planning Scheme - No. L65
 Korumburra Planning Scheme - No. L49
 Melbourne Planning Scheme - Nos. L110, L112
 Mildura Shire Planning Scheme - No. L32
 Nunawading Planning Scheme - No. L65
 Rodney Planning Scheme - No. L54
 Shepparton City Planning Scheme - No. L50
 Springvale Planning Scheme - No. L51
 Sunshine Planning Scheme - Nos. L46, L47
 Westernport Region Planning Scheme - No. R12
Queen Elizabeth Centre, Ballarat - Report for the year 1992-93
Queen Elizabeth Centre, Carlton - Report for the year 1992-93
Ripon Peace Memorial Hospital - Report for the year 1992-93

- Royal Children's Hospital - Report for the year 1992-93
 Royal Dental Hospital of Melbourne - Report for the year 1992-93
 Royal Melbourne Hospital - Report for the year 1992-93
 Royal Women's Hospital - Report for the year 1992-93 (two papers)
 St. Arnaud District Hospital - Report for the year 1992-93
 Statutory Rules under the following Acts:
 Building Control Act 1981 - S.R. No. 215
 County Court Act 1958 - S.R. No. 212
 Credit (Administration) Act 1984 - S.R. No. 209
 Local Government Act 1989 - S.R. No. 213
 Transport Act 1983 - S.R. No. 214
 Stawell District Hospital - Report for the year 1992-93
 Tweddle Child and Family Health Service - Report for the year 1992-93
 Victorian Arts - Report of the Council and the Ministry for the year 1992-93
 Warracknabeal District Hospital - Report for the year 1992-93
 Western Hospital - Report for the year 1992-93
 Willaura and District Hospital - Report for the year 1992-93
 Williamstown Hospital - Report for the year 1992-93
 Wimmera Base Hospital - Report for the year 1992-93
 Wonthaggi and District Hospital - Report for the year 1992-93

The following proclamation fixing an operative date was laid upon the Table by the Clerk pursuant to an Order of the House dated 27 October 1992:

Casino Control (Further Amendment) Act 1993 - Remaining provisions on 16 November 1993 (*Gazette No. S82, 16 November 1993*).

- 12 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - ASSENT TO BILLS** - Informing the Assembly that he had, that day, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:
- Borrowing and Investment Powers (Amendment) Bill
 - Choice of Law (Limitation Periods) Bill
 - Land Tax (Further Amendment) Bill
 - Limitation of Actions (Amendment) Bill
 - Stamps (Further Amendment) Bill
 - State Taxation (Further Amendment) Bill.
- 13 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:
- Audit Bill
 - Financial Management Bill
 - Melbourne Wholesale Fruit and Vegetable Market Trust (Amendment) Bill.

14 **GOVERNMENT BUSINESS PROGRAM** - Motion made and question proposed - That, pursuant to Sessional Order No. 6.(3), the following Orders of the Day, Government Business, relating to the following Bills be considered and completed by 4.30 p.m. on Friday, 26 November 1993:

- Crimes (Amendment) Bill (No. 2)
- Electricity Industry Bill
- Liquor Control (Amendment) Bill
- Education (Amendment) Bill
- Melbourne Wholesale Fruit and Vegetable Market Trust (Amendment) Bill
- Planning and Environment (Amendment) Bill
- Building Bill
- Health and Community Services (Further Amendment) Bill
- Health Services (Amendment) Bill
- Public Holidays Bill - Amendment of the Legislative Council
- Stock (Seller Liability and Declarations) Bill - Amendments of the Legislative Council
- Rural Finance (VEDC Abolition) Bill - Amendments of the Legislative Council
- Telecommunications (Interception) (State Provisions) (Amendment) Bill - Amendment of the Legislative Council
- Police Regulation (Discipline) (Amendment) Bill
- Local Government (Miscellaneous Amendments) Bill
- TT-Line Gaming Bill.

(Mr Gude).

Amendment proposed - That the following Orders of the Day, Government Business, be omitted:

- Planning and Environment (Amendment) Bill
- Building Bill
- Health and Community Services (Further Amendment) Bill
- Health Services (Amendment) Bill
- Public Holidays Bill - Amendment of the Legislative Council
- Stock (Seller Liability and Declarations) Bill - Amendments of the Legislative Council
- Rural Finance (VEDC Abolition) Bill - Amendments of the Legislative Council
- Telecommunications (Interception) (State Provisions) (Amendment) Bill - Amendment of the Legislative Council
- Local Government (Miscellaneous Amendments) Bill
- TT-Line Gaming Bill.

(Mr Roper) - and, after debate -

Question - That the Orders of the Day, Government Business, proposed to be omitted stand part of the question - put.

The House divided.

AYES, 59

Mr Bildstien	Mr John	Mr Perrin	Mr Steggall
Mr Brown	Mr Kilgour	Mr Perton	Mr Stockdale
Mr Clark	Mr Leigh	Mr Pescott	Mr Tanner
Mr Coleman	Mr Lupton	Mrs Peulich	Mrs Tehan
Mr Cooper	Mr McArthur	Mr Phillips	Mr Thompson
Mr Davis	Mrs McGill	Mr Plowman	(<i>Sandringham</i>)
Mr Doyle	Mr McGrath	(<i>Benambra</i>)	Mr Traynor
Mr Elder	(<i>Warrnambool</i>)	Mr Plowman	Mr Treasure
Mrs Elliott	Mr McGrath	(<i>Evelyn</i>)	Mr Turner
Mr Finn	(<i>Wimmera</i>)	Mr Reynolds	Mrs Wade
Mr Gude	Mr McLellan	Mr Richardson	Mr Weideman
Mr Hayward	(<i>Frankston East</i>)	Mr Rowe	Mr Wells
Mr Heffernan	Mr McNamara	Mr Ryan	
Mrs Henderson	Mr Maclellan	Mr Smith	
Mr Honeywood	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	
Mr Hyams	Mr Maughan	Mr Smith	<i>Tellers</i>
Mr Jasper	Dr Napthine	(<i>Polwarth</i>)	Mr Ashley
Mr Jenkins	Mr Paterson	Mr Spry	Dr Dean

NOES, 27

Mr Andrianopoulos	Ms Garbutt	Mr Roper	Dr Vaughan
Mr Baker	Mr Haermeyer	Mr Sandon	Mrs Wilson
Mr Batchelor	Mr Hamilton	Mr Seitz	
Mr Brumby	Ms Kirner	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Sheehan	
Mr Cole	Ms Marple	Mr Thomson	<i>Tellers</i>
Mr Cunningham	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Loney
Mr Dollis	Mr Pandazopoulos	Mr Thwaites	Mr Mildenhall

And so it was resolved in the affirmative.

Original motion - put.

The House divided.

AYES, 59

Mr Ashley	Mr John	Mr Perrin	Mr Steggall
Mr Bildstien	Mr Kilgour	Mr Perton	Mr Stockdale
Mr Brown	Mr Leigh	Mr Pescott	Mr Tanner
Mr Clark	Mr Lupton	Mrs Peulich	Mrs Tehan
Mr Coleman	Mr McArthur	Mr Phillips	Mr Thompson
Mr Cooper	Mrs McGill	Mr Plowman	(Sandringham)
Mr Davis	Mr McGrath	(Benambra)	Mr Traynor
Dr Dean	(Warrnambool)	Mr Plowman	Mr Treasure
Mr Elder	Mr McGrath	(Evelyn)	Mr Turner
Mrs Elliott	(Wimmera)	Mr Reynolds	Mrs Wade
Mr Finn	Mr McLellan	Mr Richardson	Mr Weideman
Mr Gude	(Frankston East)	Mr Rowe	Mr Wells
Mr Hayward	Mr McNamara	Mr Ryan	
Mr Heffernan	Mr Maclellan	Mr Smith	
Mrs Henderson	(Pakenham)	(Glen Waverley)	
Mr Honeywood	Mr Maughan	Mr Smith	Tellers
Mr Jasper	Dr Napthine	(Polwarth)	Mr Doyle
Mr Jenkins	Mr Paterson	Mr Spry	Mr Hyams

NOES, 27

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Baker	Ms Kirner	Mr Sandon	Mrs Wilson
Mr Batchelor	Mr Leighton	Mr Seitz	
Mr Brumby	Mr Loney	Mr Sercombe	
Dr Coghill	Ms Marple	Mr Sheehan	
Mr Cole	Mr Micallef	Mr Thomson	Tellers
Mr Dollis	Mr Mildenhall	(Pascoe Vale)	Mr Cunningham
Ms Garbutt	Mr Pandazopoulos	Mr Thwaites	Mr Haermeyer

And so it was resolved in the affirmative.

- 15 **CRIMES (AMENDMENT) BILL (No. 2)** - Order read for resuming debate on question - That this Bill be now read a second time.

Pursuant to Sessional Orders, Mrs Wade announced that she proposed to move amendments in Committee and requested that they be circulated. Amendments circulated.

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

Amendment proposed - That all the words after "That" be omitted with the view of inserting in place thereof the words "this House refuses to read this Bill a second time until the amendment to provide for a summary offence of loitering by a sexual offender has been referred to the Crimes Prevention Committee of the Parliament for inquiry and report including consideration of all matters relating to the protection of children from sexual assault." (Mr Cole) - and, after debate -

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

The House divided.

AYES, 55

Mr Ashley	Mr Jasper	Mr Perrin	Mrs Tehan
Mr Bildstien	Mr John	Mr Pescott	Mr Thompson
Mr Brown	Mr Kilgour	Mrs Peulich	(Sandringham)
Mr Clark	Mr Leigh	Mr Phillips	Mr Traynor
Mr Coleman	Mr Lupton	Mr Plowman	Mr Treasure
Mr Cooper	Mr McArthur	(Benambra)	Mr Turner
Mr Davis	Mrs McGill	Mr Plowman	Mrs Wade
Dr Dean	Mr McGrath	(Evelyn)	Mr Weideman
Mr Doyle	(Warrnambool)	Mr Reynolds	Mr Wells
Mr Elder	Mr McGrath	Mr Richardson	
Mrs Elliott	(Wimmera)	Mr Rowe	
Mr Finn	Mr McNamara	Mr Smith	
Mr Gude	Mr Maclellan	(Glen Waverley)	
Mr Hayward	(Pakenham)	Mr Spry	Tellers
Mr Heffernan	Mr Maughan	Mr Steggall	Mr Jenkins
Mrs Henderson	Dr Napthine	Mr Stockdale	Mr McLellan
Mr Honeywood	Mr Paterson	Mr Tanner	(Frankston East)

NOES, 17

Dr Coghill	Ms Kirner	Mr Seitz	Mrs Wilson
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Ms Marple	Mr Thomson	Tellers
Mr Haermeyer	Mr Roper	(Pascoe Vale)	Mr Mildenhall
Mr Hamilton	Mr Sandon	Dr Vaughan	Mr Thwaites

And so it was resolved in the affirmative.

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

The House divided.

AYES, 56

Mr Ashley	Mr Jasper	Mr Paterson	Mr Stockdale
Mr Bildstien	Mr Jenkins	Mr Perrin	Mr Tanner
Mr Brown	Mr John	Mr Pescott	Mrs Tehan
Mr Clark	Mr Kilgour	Mrs Peulich	Mr Thompson
Mr Coleman	Mr Leigh	Mr Phillips	(Sandringham)
Mr Cooper	Mr Lupton	Mr Plowman	Mr Traynor
Mr Davis	Mr McGrath	(Benambra)	Mr Treasure
Dr Dean	(Warrnambool)	Mr Plowman	Mr Turner
Mr Doyle	Mr McGrath	(Evelyn)	Mrs Wade
Mr Elder	(Wimmera)	Mr Reynolds	Mr Weideman
Mrs Elliott	Mr McLellan	Mr Richardson	Mr Wells
Mr Finn	(Frankston East)	Mr Rowe	
Mr Gude	Mr McNamara	Mr Ryan	
Mr Hayward	Mr Maclellan	Mr Smith	
Mr Heffernan	(Pakenham)	(Glen Waverley)	Tellers
Mrs Henderson	Mr Maughan	Mr Spry	Mr McArthur
Mr Honeywood	Dr Napthine	Mr Steggall	Mrs McGill

NOES, 17

Dr Coghill
Mr Cole
Mr Cunningham
Mr Hamilton
Ms Kirner

Mr Leighton
Ms Marple
Mr Mildenhall
Mr Roper
Mr Sandon

Mr Seitz
Mr Sercombe
Mr Thomson
(*Pascoe Vale*)
Mr Thwaites

Mrs Wilson
Tellers
Mr Haermeyer
Dr Vaughan

And so it was resolved in the affirmative.

Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

Ordered - That the Bill be committed later this day.

Motion made and question - That it be an instruction to the Committee that they have power to consider an amendment and new clause to provide for a summary offence of loitering by a sexual offender (*Mrs Wade*) - put and agreed to.

Bill committed; considered in Committee.

Committee reported progress.

*Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders - Mr Speaker took the Chair.*

- 16 **ADJOURNMENT** - Question - That the House do now adjourn - proposed and, after debate, Mr Speaker left the Chair at forty-nine minutes past Ten o'clock.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 72 - Wednesday, 24 November 1993

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
 - Human Life Experimentation** - Seeking that legislation be enacted to prohibit harmful and destructive experimentation on human life, bearing 159 signatures (*by Dr Napthine*)
 - Workers Compensation System** - Seeking that steps are taken to ensure that -
(a) injured workers are covered by a workers compensation system which provides decent benefits and genuine rehabilitation and return to work programs; and (b) effective workplace injury and illness prevention programs are developed to reduce future work maimed people, bearing 29 signatures (*by Mr Micallef*)
 - Water Tariff - Macedon Ranges Water Authority** - Seeking that the House take action to ensure that the new water tariff recently imposed by the Macedon Ranges Water Authority does not proceed, bearing 1,040 signatures (*by Mr Finn*)

Brothel in Hoppers Crossing - Seeking that the House take all necessary steps to ensure that the Hoppers Crossing residents are protected from the intrusion of a brothel within the area of Werribee, bearing 477 signatures (*by Dr Coghill*)

Public Hospital in Epping - Seeking that the House take action, in consultation with the community, to construct a 300 bed public hospital in the northern suburbs on the corner of Coopers and High streets, Epping, bearing 4,368 signatures (*by Mr Haermeyer*).

Severally ordered to lie on the Table.

- 3 **RESPONSE TO AUDITOR-GENERAL'S REPORTS** - Motion made, by leave, and question - That there be presented to this House a copy of the Report in Response to the Auditor-General's Report on Ministerial Portfolios of May 1993 and to Special Performance Reports issued between March and May 1993. (*Mr Smith, Polwarth*) - put and agreed to.

- 4 **PAPER** - Mr Smith (*Polwarth*) presented:

Report in Response to the Auditor-General's Report on Ministerial Portfolios of May 1993 and to Special Performance Reports issued between March and May 1993 - Return to the foregoing Order.

Ordered to lie on the Table.

- 5 **PUBLIC ACCOUNTS AND ESTIMATES COMMITTEE** - Mr Weideman, Chairman, brought up two Reports from the Public Accounts and Estimates Committee:

Report upon the Performance Audit of the Auditor-General of Victoria, together with Appendices and Minutes of Evidence

Report upon Private Investment in the Provision of Public Infrastructure, together with Appendices and Minutes of Evidence.

Ordered to lie on the Table and the Reports and Appendices to be printed.

- 6 **PAPERS** -

Mr Speaker presented:

Auditor-General - Special Report No. 26 on Investment Management

Ordered to lie on the Table and to be printed.

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

Ballarat University College - Report for the year 1992

Deakin University - Reports for years 1991 and 1992 (two papers)

Fair Trading - Report of the Department of Justice for the year 1992-93 - Ordered to be printed

LaTrobe University Council - Report for year 1992

Legal Profession Practice Act 1958 - Report of the Lay Observer to the Solicitors' Board and the Barristers' Disciplinary Tribunal for the year 1992

Melbourne University - Report of the Council for the year 1992 (two papers)

Monash University - Report for the year 1992

Parliamentary Committees Act 1968 - Response by the Minister for Roads and Ports with respect to the recommendations made by the -

Social Development Committee's Report on Motor Cycle Visibility; and Road Safety Committee's Report upon Motorcycle Safety in Victoria

Royal Botanic Gardens Board - Report for the year 1992-93, together with an explanation from the Minister for Conservation and Environment for the delay in tabling the report

RMIT University - Report for the year 1992

Swinburne University of Technology - Report for the year 1992

Victoria University of Technology - Report for the year 1992

Victorian College of Agriculture and Horticulture - Report for the year 1992

Zoological Board of Victoria - Report for year 1992-93.

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

University of Ballarat Bill

Juries (Amendment) Bill.

8 ADJOURNMENT MOTION - SCHOOL STAFF NUMBERS FOR 1994 - Mr Sandon proposed the adjournment of the House for the purpose of discussing a definite matter of urgent public importance, namely -

"The advice on staff numbers for 1994 issued to schools last week by the Minister for Education and his Department which will significantly reduce the quality of education provided for Victorian school students."

Mr Speaker having ascertained that twelve members approved of the proposed discussion -

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

The House divided.

AYES, 27

Mr Andrianopoulos

Mr Baker

Mr Batchelor

Mr Brumby

Dr Coghill

Mr Cole

Mr Cunningham

Mr Dollis

Ms Garbutt

Mr Haermeyer

Mr Hamilton

Ms Kirner

Mr Leighton

Mr Loney

Ms Marple

Mr Micallef

Mr Roper

Mr Sandon

Mr Seitz

Mr Sercombe

Mr Sheehan

Mr Thomson

(*Pascoe Vale*)

Mr Thwaites

Dr Vaughan

Mrs Wilson

Tellers

Mr Mildenhall

Mr Pandazopoulos

NOES, 59

Mr Ashley	Mr Jasper	Dr Napthine	Mr Steggall
Mr Bildstien	Mr Jenkins	Mr Paterson	Mr Stockdale
Mr Brown	Mr John	Mr Perrin	Mr Tanner
Mr Clark	Mr Kennett	Mr Perton	Mrs Tehan
Mr Coleman	Mr Kilgour	Mr Pescott	Mr Thompson
Mr Cooper	Mr Leigh	Mrs Peulich	(Sandringham)
Mr Davis	Mr Lupton	Mr Phillips	Mr Traynor
Dr Dean	Mr McArthur	Mr Plowman	Mr Treasure
Mr Doyle	Mr McGrath	(Benambra)	Mr Turner
Mr Elder	(Warrnambool)	Mr Reynolds	Mrs Wade
Mrs Elliott	Mr McGrath	Mr Richardson	Mr Weideman
Mr Finn	(Wimmera)	Mr Rowe	
Mr Gude	Mr McLellan	Mr Ryan	
Mr Hayward	(Frankston East)	Mr Smith	
Mr Heffernan	Mr McNamara	(Glen Waverley)	
Mrs Henderson	Mr Maclellan	Mr Smith	Tellers
Mr Honeywood	(Pakenham)	(Polwarth)	Mrs McGill
Mr Hyams	Mr Maughan	Mr Spry	Mr Wells

And so it passed in the negative.

- 9 CONFLICT OF INTEREST BY PREMIER - Motion made, by leave, and question proposed - That this House immediately deals with the Premier, the Honourable J.G. Kennett, for contempt of the Parliament pursuant to section 9 of the *Members of Parliament (Register of Interests) Act 1978* (The Act) in that he has breached sections 3(1)(a)(ii) and 3(1)(e) of the said Act by allowing his Office as Premier to be used to benefit clients of his own private company and further particulars of the contempt are as follows:
- (a) The Premier was from February to October 1993 a Director and Shareholder of JGK Nominees Pty Ltd trading as KNF Advertising;
 - (b) The Premier's "private interests" as referred to in section 3 of the Act includes his interest in the KNF Advertising business;
 - (c) Profits made by KNF Advertising directly benefited the Premier and members of his family as defined in section 2 of the Act;
 - (d) On 8 March 1993 the Premier appeared in a newspaper advertisement for a builder which advertisement was placed by KNF Advertising as follows:
 - (i) Keilor Messenger, 8 March 1993, for West Homes Australia Pty Ltd.;
 - (e) On 27 February 1993 the Premier appeared in a photograph in the Herald-Sun with Mr Livio Mingot, the Manager of Mingot Homes at Taylors Lakes opening the third Display Village on the Taylors Lakes Estate, and subsequently advertisements were placed in newspapers by KNF Advertising for builders at the Taylors Lakes Estate as follows:
 - (i) Community News, 13 April 1993, for Mingot Homes;
 - (ii) Western Independent, 7 September 1993, for Burbank Homes;
 - (iii) Western Independent, 5 October 1993, for Nankervis Homes Pty Ltd. -
- and in acting in the above manner the Premier has acted in a way so as to bring discredit upon the Parliament and failed to ensure that no conflict exists, or appears to exist, between his public duty and his private interests.
(Mr Brumby) - and, after debate -

- 10 **CONFLICT OF INTEREST BY PREMIER - PRECEDENCE OF MOTION** - Motion made, by leave, and question proposed - That Sessional Orders be suspended to allow the motion moved by the Leader of the Opposition to take precedence over all other business after question time until 5 pm this day at which time the question shall be put. (*Mr Gude*) - and, after debate -

Amendment proposed - That all words and expressions after "question time" be omitted (*Mr Roper*).

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

Original motion agreed to.

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

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

- 12 **CONFLICT OF INTEREST BY PREMIER** - Debate resumed on question - That this House immediately deals with the Premier, the Honourable J.G. Kennett, for contempt of the Parliament pursuant to section 9 of the *Members of Parliament (Register of Interests) Act 1978* (The Act) in that he has breached sections 3(1)(a)(ii) and 3(1)(e) of the said Act by allowing his Office as Premier to be used to benefit clients of his own private company and further particulars of the contempt are as follows:

- (a) The Premier was from February to October 1993 a Director and Shareholder of JGK Nominees Pty Ltd trading as KNF Advertising;
- (b) The Premier's "private interests" as referred to in section 3 of the Act includes his interest in the KNF Advertising business;
- (c) Profits made by KNF Advertising directly benefited the Premier and members of his family as defined in section 2 of the Act;
- (d) On 8 March 1993 the Premier appeared in a newspaper advertisement for a builder which advertisement was placed by KNF Advertising as follows:
 - (i) Keilor Messenger, 8 March 1993, for West Homes Australia Pty Ltd.;
- (e) On 27 February 1993 the Premier appeared in a photograph in the Herald-Sun with Mr Livio Mingot, the Manager of Mingot Homes at Taylors Lakes opening the third Display Village on the Taylors Lakes Estate, and subsequently advertisements were placed in newspapers by KNF Advertising for builders at the Taylors Lakes Estate as follows:
 - (i) Community News, 13 April 1993, for Mingot Homes;
 - (ii) Western Independent, 7 September 1993, for Burbank Homes;
 - (iii) Western Independent, 5 October 1993, for Nankervis Homes Pty Ltd. -

and in acting in the above manner the Premier has acted in a way so as to bring discredit upon the Parliament and failed to ensure that no conflict exists, or appears to exist, between his public duty and his private interests.

Limitation of debate - Mr Speaker having announced that the time had expired for the consideration of the motion -

Question - put.

The House divided

AYES, 27

Mr Andrianopoulos	Ms Garbutt	Mr Roper	Dr Vaughan
Mr Baker	Mr Haermeyer	Mr Sandon	Mrs Wilson
Mr Batchelor	Mr Hamilton	Mr Seitz	
Mr Brumby	Ms Kirner	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Sheehan	
Mr Cole	Ms Marple	Mr Thomson	<i>Tellers</i>
Mr Cunningham	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Loney
Mr Dollis	Mr Pandazopoulos	Mr Thwaites	Mr Mildenhall

NOES, 59

Mr Ashley	Mr Jasper	Mr Perrin	Mr Stockdale
Mr Bildstien	Mr Jenkins	Mr Perton	Mr Tanner
Mr Brown	Mr John	Mr Pescott	Mrs Tehan
Mr Clark	Mr Kilgour	Mrs Peulich	Mr Thompson
Mr Coleman	Mr Leigh	Mr Plowman	(<i>Sandringham</i>)
Mr Cooper	Mr Lupton	(<i>Benambra</i>)	Mr Traynor
Mr Davis	Mr McArthur	Mr Plowman	Mr Treasure
Dr Dean	Mrs McGill	(<i>Evelyn</i>)	Mr Turner
Mr Doyle	Mr McGrath	Mr Reynolds	Mrs Wade
Mr Elder	(<i>Warrnambool</i>)	Mr Richardson	Mr Weideman
Mrs Elliott	Mr McGrath	Mr Rowe	Mr Wells
Mr Finn	(<i>Wimmera</i>)	Mr Ryan	
Mr Gude	Mr McNamara	Mr Smith	
Mr Hayward	Mr Maclellan	(<i>Glen Waverley</i>)	
Mr Heffernan	(<i>Pakenham</i>)	Mr Smith	<i>Tellers</i>
Mrs Henderson	Mr Maughan	(<i>Polwarth</i>)	Mr McLellan
Mr Honeywood	Dr Napthine	Mr Spry	(<i>Frankston East</i>)
Mr Hyams	Mr Paterson	Mr Stegall	Mr Phillips

And so it passed in the negative.

- 13 **EMPLOYMENT AND TRAINING (AMENDMENT) BILL** - Mr Gude obtained leave, with Mr McNamara, to bring in a Bill "*to amend the 'Employment and Training Act 1981' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 14 **AGENT-GENERAL'S BILL** - Mr Gude obtained leave, with Mr McNamara, to bring in a Bill "*to repeal and re-enact with amendments the 'Agent-General's 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 **ECONOMIC DEVELOPMENT (REPEAL) BILL** - Mr Gude obtained leave, with Mr McNamara, to bring in a Bill "*to repeal the 'Economic Development Act 1981' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 16 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos 1 to 12 inclusive, be postponed until later this day.

- 17 **POLICE REGULATION (DISCIPLINE) (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 18 **ELECTRICITY INDUSTRY BILL** - Order read for resuming debate on question - That this Bill be now read a second time.
Pursuant to Sessional Orders, Mr McNamara announced that he proposed to move amendments in Committee and requested that they be circulated. Amendments circulated.
Debate resumed on question - That this Bill be now read a second time.
Amendment proposed - That all the words after "That" be omitted with the view of inserting in place thereof the words "this Bill be withdrawn and redrafted so as to provide guarantees that actions taken under this Bill will not abandon the uniform tariff or discriminate in any other way against country electricity consumers."
(Mr Thomson, Pascoe Vale).
Motion made and question proposed - That the debate be now adjourned *(Mr Tanner)* - put and agreed to.
Ordered - That the debate be adjourned until later this day.
- 19 **LIQUOR CONTROL (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time.
Pursuant to Sessional Orders, Mr Heffernan announced that he proposed to move amendments in Committee and requested that they be circulated. Amendments circulated.
Debate resumed on question - That this Bill be now read a second time.
Bill read a second time and committed; considered in Committee.
Committee reported progress.
*Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders - Mr Speaker took the chair.*
Motion made and question - That the sitting be continued *(Mr Gude)* - put and agreed to.
Bill further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time.
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 20 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:
Nurses Bill
Gaming Machine Control (General Amendment) Bill
Public Sector Superannuation (Administration) Bill.
- 21 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed *(Mr Gude)* - put and agreed to.

- 22 **ADJOURNMENT** - Motion made and question proposed - That the House do now adjourn (*Mr Gude*).

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

THURSDAY, 25 NOVEMBER 1993

Question - put and agreed to.

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

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 73 - Thursday, 25 November 1993

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:

Municipal Boundaries in North Melbourne - Seeking that the Minister for Local Government will recognise and protect the wishes and rights of the community of North Melbourne to retain the existing boundaries of the municipality, bearing 480 signatures (*by Mr Cole*).

Ordered to lie on the Table.

- 3 **CRIME PREVENTION COMMITTEE** - Mr Kilgour brought up the Second and Final Report from the Crime Prevention Committee upon Personal Safety on the Public Transport System entitled Developing a Safer Public Transport System, together with Appendices and Minutes of Evidence.

Ordered to lie on the Table and the Report and Appendices to be printed.

- 4 **SCRUTINY OF ACTS AND REGULATIONS COMMITTEE** - Mr Perton, Chairman, brought up the following Reports from the Scrutiny of Acts and Regulations Committee:

Final Report on the Review of the Victorian *Equal Opportunity Act 1984*, together with Appendices and Minutes of Evidence.

Report being the Alert Digest No. 20 of 1993 on the -

Financial Management Bill

Audit Bill

Local Government (Miscellaneous Amendments) Bill

Electricity Industry Bill

Melbourne Wholesale Fruit and Vegetable Market Trust (Amendment) Bill

together with an Appendix.

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

- 5 **PUBLIC ACCOUNTS AND ESTIMATES COMMITTEE** - Mr Weideman, Chairman, brought up a Report from the Public Accounts and Estimates Committee upon the 1992-93 Budget Estimates and Outcomes, together with Minutes of Evidence.

Ordered to lie on the Table and the Report to be printed.

6 **PAPERS** -

Mr Speaker presented:

Auditor-General - Special Report No. 27 on Management of Heritage Collections

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:

Housing Guarantee Fund Ltd - Report for the year 1992-93

Melbourne Water Corporation Employees' Superannuation Fund - Report for the year 1992-93

Ombudsman - Report for the year 1992-93 - Ordered to be printed

Sunraysia College of TAFE - Report for the year 1992, together with an explanation from the Minister for Tertiary Education and Training for the delay in tabling the report

Water Act 1989 - Notification by the Minister for Natural Resources of the reasons for deciding to constitute the Goulburn Valley Region Water Authority to take over the whole of the property, rights, liabilities, obligations, powers and functions of the Mooroopna Water Board, the Rodney Water Board and the Shepparton Regional Water Authority.

- 7 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until tomorrow at Ten o'clock (*Mr Gude*) - put and agreed to.
- 8 **CRIMES (AMENDMENT) BILL (No. 2)** - Motion made and question - That Sessional Order 6.(6)(a) be applied to the proceedings on the Crimes (Amendment) Bill (No.2) in respect of the Government amendment and new clause providing for a summary offence of loitering by a sexual offender and which have been circulated in the Committee of the Whole. (*Mr Gude*) - put, after debate, and agreed to.
- 9 **POSTPONEMENT OF ORDER OF THE DAY** - Ordered - That the consideration of Order of the Day, Government Business, No. 1, be postponed until later this day.
- 10 **TT-LINE GAMING BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.
- Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment.
- 11 **EDUCATION (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time.
- Pursuant to Sessional Orders, Mr Hayward announced that he proposed to move amendments in Committee and requested that they be circulated. Amendments circulated.
- Debate resumed on question - That this Bill be now read a second time.

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

12 QUESTIONS - (Pursuant to Standing Order No. 124).

13 EDUCATION (AMENDMENT) BILL - Debate resumed on question - That this Bill be now read a second time.

Question - put.

The House divided.

AYES, 58

Mr Ashley	Mr Jenkins	Mr Perton	Mr Stockdale
Mr Bildstien	Mr John	Mr Pescott	Mr Tanner
Mr Brown	Mr Kilgour	Mrs Peulich	Mrs Tehan
Mr Clark	Mr Leigh	Mr Phillips	Mr Thompson
Mr Coleman	Mr Lupton	Mr Plowman	(Sandringham)
Mr Cooper	Mrs McGill	(Benambra)	Mr Traynor
Mr Davis	Mr McGrath	Mr Plowman	Mr Treasure
Dr Dean	(Warrnambool)	(Evelyn)	Mr Turner
Mr Doyle	Mr McGrath	Mr Reynolds	Mrs Wade
Mr Elder	(Wimmera)	Mr Richardson	Mr Weideman
Mr Finn	Mr McLellan	Mr Rowe	Mr Wells
Mr Gude	(Frankston East)	Mr Ryan	
Mr Hayward	Mr Maclellan	Mr Smith	
Mr Heffernan	(Pakenham)	(Glen Waverley)	
Mrs Henderson	Mr Maughan	Mr Smith	
Mr Honeywood	Dr Napthine	(Polwarth)	Tellers
Mr Hyams	Mr Paterson	Mr Spry	Mrs Elliott
Mr Jasper	Mr Perrin	Mr Steggall	Mr McArthur

NOES, 27

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Baker	Ms Kirner	Mr Sandon	Mrs Wilson
Mr Batchelor	Mr Leighton	Mr Seitz	
Mr Brumby	Mr Loney	Mr Sercombe	
Dr Coghill	Ms Marple	Mr Sheehan	
Mr Cole	Mr Micallef	Mr Thomson	Tellers
Mr Dollis	Mr Mildenhall	(Pascoe Vale)	Mr Cunningham
Ms Garbutt	Mr Pandazopoulos	Mr Thwaites	Mr Haermeyer

And so it was resolved in the affirmative.

Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee.

Committee reported progress; to sit again later this day.

14 MELBOURNE WHOLESALE FRUIT AND VEGETABLE MARKET TRUST (AMENDMENT) BILL - Order read for resuming debate on question - That this Bill be now read a second time.

Pursuant to Sessional Orders, Mr McGrath (*Wimmera*) announced that he proposed to move amendments in Committee and requested that they be circulated. Amendments circulated.

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

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

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

15 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:

- Equal Opportunity (Amendment) Bill (No. 2)
- Police Regulation (Discipline) (Amendment) Bill
- Transport (Amendment) Bill (No. 2).

16 **PLANNING AND ENVIRONMENT (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time.

Pursuant to Sessional Orders, Mr Maclellan (*Pakenham*) announced that he proposed to move amendments in Committee and requested that they be circulated. Amendments circulated.

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

Question - put.

The House divided.

AYES, 53

Mr Ashley	Mr Jenkins	Dr Naphthine	Mr Spry
Mr Bildstien	Mr John	Mr Paterson	Mr Steggall
Mr Brown	Mr Kilgour	Mr Perrin	Mr Tanner
Mr Clark	Mr Leigh	Mr Perton	Mr Thompson
Mr Coleman	Mr Lupton	Mrs Peulich	(<i>Sandringham</i>)
Mr Cooper	Mr McArthur	Mr Phillips	Mr Traynor
Mr Davis	Mrs McGill	Mr Plowman	Mr Treasure
Dr Dean	Mr McGrath	(<i>Benambra</i>)	Mr Turner
Mr Doyle	(<i>Warrnambool</i>)	Mr Reynolds	Mrs Wade
Mr Elder	Mr McGrath	Mr Richardson	Mr Weideman
Mr Finn	(<i>Wimmera</i>)	Mr Rowe	Mr Wells
Mr Gude	Mr McLellan	Mr Ryan	
Mr Hayward	(<i>Frankston East</i>)	Mr Smith	<i>Tellers</i>
Mr Honeywood	Mr Maclellan	(<i>Glen Waverley</i>)	Mrs Elliott
Mr Hyams	(<i>Pakenham</i>)	Mr Smith	Mrs Henderson
Mr Jasper	Mr Maughan	(<i>Polwarth</i>)	

NOES, 25

Mr Andrianopoulos	Ms Garbutt	Mr Pandazopoulos	Mr Thwaites
Mr Baker	Mr Haermeyer	Mr Sandon	Dr Vaughan
Mr Batchelor	Mr Hamilton	Mr Seitz	Mrs Wilson
Mr Brumby	Mr Leighton	Mr Sercombe	
Dr Coghill	Ms Marple	Mr Sheehan	<i>Tellers</i>
Mr Cole	Mr Micallef	Mr Thomson	Mr Cunningham
Mr Dollis	Mr Mildenhall	(<i>Pascoe Vale</i>)	Mr Loney

And so it was resolved in the affirmative.

Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

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

- 17 **LOCAL GOVERNMENT (MISCELLANEOUS AMENDMENTS) BILL** - Order read for resuming debate on question - That this Bill be now read a second time.

Pursuant to Sessional Orders, Mr Maclellan (*Pakenham*) announced that he proposed to move an amendment in Committee and requested that it be circulated. Amendment circulated.

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

*Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders - Mr Speaker took the chair.*

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

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

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

Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill with an amendment.

- 18 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos 6 to 9 inclusive, be postponed until later this day.

- 19 **STOCK (SELLER LIABILITY AND DECLARATIONS) BILL** - Order read for the consideration of the amendments made by the Legislative Council.

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

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

- 20 **RURAL FINANCE (VEDC ABOLITION) BILL** - Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time and agreed to by the House with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

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

- 21 **TELECOMMUNICATIONS (INTERCEPTION) (STATE PROVISIONS) (AMENDMENT) BILL** - Order read for the consideration of the amendment made by the Legislative Council.

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

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

- 22 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos 13 and 14, be postponed until later this day.
- 23 **EMPLOYMENT AND TRAINING (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Gude*).
- Motion made and question - That the debate be now adjourned (*Mr Hamilton*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 16 December 1993.
- 24 **POSTPONEMENT OF ORDER OF THE DAY** - Ordered - That the consideration of Order of the Day, Government Business, No. 16, be postponed until later this day.
- 25 **ECONOMIC DEVELOPMENT (REPEAL) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Gude*).
- Motion made and question - That the debate be now adjourned (*Mr Baker*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 16 December 1993.
- 26 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Gude*) - put and agreed to.
- 27 **ADJOURNMENT** - Motion made and question proposed - That the House do now adjourn (*Mr Gude*).
- And the House having continued to sit till after Twelve of the clock -
- FRIDAY, 26 NOVEMBER 1993
- Question - put and agreed to.
- And the House, at fourteen minutes past Twelve o'clock in the morning, adjourned until later this day.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 74 - Friday, November 26 1993

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair and read the Prayer.
- 2 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:
- Unfenced Pools and Spas** - Seeking that the House take all necessary steps to ensure the safety of the State's children from the unnecessary risk of unfenced pools and spas, bearing 6,903 signatures (*by Mr Leighton*).
- Ordered to lie on the Table.

3 PAPERS -

Mr Speaker presented:

Auditor-General - Special Report No. 28 on Legal Aid Commission and Office of the Valuer-General.

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:

Board of Studies (Incorporating the Victorian Curriculum and Assessment Board)
- Report for the year 1992-93

Education Department - Report for the year 1992-93

Emergency Services Superannuation Scheme - Report for the year 1992-93

Justice Department - Report for the year 1992-93

Members of Parliament (Register of Interests) Act 1978 - Summary of Variations notified between 2 October and 24 November 1993 - Ordered to be printed

National Parks Act 1975 - Report of the Acting Director of National Parks for the year 1992-93

Parliamentary Committees Act 1968 - Response from the Minister for Industry and Employment on the action taken with respect to the recommendations made by the Economic and Development Committee's Report in relation to the Victorian Building and Construction Industry

Parliamentary Contributory Superannuation Fund - Report for the year 1992-93

Port of Melbourne Authority Superannuation Fund - Report for the year 1992-93

State Employees Retirement Benefits Board - Report for the year 1992-93

Transport Superannuation Board - Report for the year 1992-93

Yarra Bend Park Trust - Report for the year 1992-93.

4 EMPLOYEE RELATIONS (AMENDMENT) BILL - Mr Gude informed the House of the urgent necessity for passage of legislation to make further provisions for minimum terms and conditions of employment.

Mr Speaker ruled, after debate, that the proposed Bill was of an urgent nature.

Mr Gude moved, without notice, that he and Mr Heffernan have leave to bring in a Bill "*to amend the 'Employee Relations Act 1992' and for other purposes*" and the said Bill was read a first time, ordered to be printed and read a second time forthwith.

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

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

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

5 MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Employee Relations (Amendment) Bill.

6 HEALTH AND COMMUNITY SERVICES (FURTHER AMENDMENT) BILL - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

Amendment proposed - That all the words after "That" be omitted with the view of inserting in place thereof the words "this Bill be withdrawn and redrafted to contain the recommendations of Justice Fogarty in his Report on Protective Services for Children in Victoria." (*Ms Garbutt*) - and, after debate -

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

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

8 **HEALTH AND COMMUNITY SERVICES (FURTHER AMENDMENT) BILL** - Debate resumed 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 contain the recommendations of Justice Fogarty in his Report on Protective Services for Children in Victoria."

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

The House divided.

AYES, 55

Mr Ashley	Mr Kilgour	Mr Pescott	Mr Stockdale
Mr Bildstien	Mr Leigh	Mrs Peulich	Mr Tanner
Mr Clark	Mr McArthur	Mr Phillips	Mrs Tehan
Mr Coleman	Mrs McGill	Mr Plowman	Mr Thompson
Mr Cooper	Mr McGrath	(<i>Benambra</i>)	(<i>Sandringham</i>)
Mr Davis	(<i>Warrnambool</i>)	Mr Plowman	Mr Traynor
Dr Dean	Mr McGrath	(<i>Evelyn</i>)	Mr Treasure
Mr Doyle	(<i>Wimmera</i>)	Mr Reynolds	Mr Turner
Mr Finn	Mr McLellan	Mr Richardson	Mrs Wade
Mr Gude	(<i>Frankston East</i>)	Mr Rowe	Mr Weideman
Mr Hayward	Mr Maclellan	Mr Ryan	Mr Wells
Mr Heffernan	(<i>Pakenham</i>)	Mr Smith	
Mr Honeywood	Mr Maughan	(<i>Glen Waverley</i>)	
Mr Hyams	Dr Napthine	Mr Smith	<i>Tellers</i>
Mr Jasper	Mr Paterson	(<i>Polwarth</i>)	Mrs Elliott
Mr Jenkins	Mr Perrin	Mr Spry	Mrs Henderson
Mr John	Mr Pertone	Mr Steggall	

NOES, 26

Mr Andrianopoulos	Ms Garbutt	Mr Pandazopoulos	Mrs Wilson
Mr Baker	Mr Hamilton	Mr Roper	
Mr Batchelor	Ms Kirner	Mr Sandon	
Mr Brumby	Mr Leighton	Mr Seitz	
Dr Coghill	Mr Loney	Mr Sercombe	
Mr Cole	Ms Marple	Mr Thomson	<i>Tellers</i>
Mr Cunningham	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Haermeyer
Mr Dollis	Mr Mildenhall	Dr Vaughan	Mr Thwaites

And so it was resolved in the affirmative.

Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee and reported without amendment; read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

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

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

Arts, Sport and Tourism Department - Report for the year 1992-93

Coal Mine Workers' Pensions Tribunal - Report for the year 1992-93

Freedom of Information Act 1982 - Report of the Attorney-General on the operation of the Act for the year 1992-93

State Electricity Commission Superannuation Fund - Report for the year 1992-93.

10 **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.

11 **BUILDING 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 contain provisions which would require mandatory installation of isolation fences around all domestic swimming pools." (*Mr Dollis*) - and, after debate -

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

The House divided.

AYES, 54

Mr Ashley	Mr John	Mr Perton	Mr Stockdale
Mr Bildstien	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Clark	Mr Leigh	Mr Phillips	Mrs Tehan
Mr Coleman	Mr McArthur	Mr Plowman	Mr Thompson
Mr Cooper	Mrs McGill	(<i>Benambra</i>)	(<i>Sandringham</i>)
Mr Davis	Mr McGrath	Mr Plowman	Mr Traynor
Dr Dean	(<i>Warrnambool</i>)	(<i>Evelyn</i>)	Mr Treasure
Mr Doyle	Mr McGrath	Mr Reynolds	Mr Turner
Mr Finn	(<i>Wimmera</i>)	Mr Richardson	Mrs Wade
Mr Gude	Mr McLellan	Mr Rowe	Mr Weideman
Mr Hayward	(<i>Frankston East</i>)	Mr Ryan	Mr Wells
Mr Heffernan	Mr Maclellan	Mr Smith	
Mrs Henderson	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	
Mr Honeywood	Mr Maughan	Mr Smith	
Mr Hyams	Dr Napthine	(<i>Polwarth</i>)	<i>Tellers</i>
Mr Jasper	Mr Paterson	Mr Spry	Mrs Elliott
Mr Jenkins	Mr Perrin	Mr Steggall	Mrs Peulich

NOES, 25

Mr Andrianopoulos	Ms Garbutt	Mr Mildenhall	Mr Thwaites
Mr Baker	Mr Hamilton	Mr Pandazopoulos	Dr Vaughan
Mr Batchelor	Ms Kirner	Mr Sandon	Mrs Wilson
Mr Brumby	Mr Leighton	Mr Seitz	
Dr Coghill	Mr Loney	Mr Sercombe	<i>Tellers</i>
Mr Cole	Ms Marple	Mr Thomson	Mr Cunningham
Mr Dollis	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Haermeyer

And so it was resolved in the affirmative.

Allocation of time - Mr Speaker advised that the time allocated for consideration of Bills pursuant to Resolution of the House on Tuesday, 23 November 1993 had expired -

Question - That this Bill be now read a second time and a third time and be transmitted to the Legislative Council and their concurrence desired therein - put.

The House divided.

AYES, 54

Mr Ashley	Mr Jasper	Mr Paterson	Mr Spry
Mr Bildstien	Mr Jenkins	Mr Perrin	Mr Steggall
Mr Brown	Mr John	Mr Perton	Mr Tanner
Mr Clark	Mr Kilgour	Mr Pescott	Mrs Tehan
Mr Coleman	Mr Leigh	Mrs Peulich	Mr Thompson
Mr Cooper	Mr McArthur	Mr Phillips	(<i>Sandringham</i>)
Mr Davis	Mr McGrath	Mr Plowman	Mr Traynor
Dr Dean	(<i>Warrnambool</i>)	(<i>Benambra</i>)	Mr Treasure
Mr Doyle	Mr McGrath	Mr Plowman	Mr Turner
Mr Finn	(<i>Wimmera</i>)	(<i>Evelyn</i>)	Mrs Wade
Mr Gude	Mr McLellan	Mr Reynolds	Mr Weideman
Mr Hayward	(<i>Frankston East</i>)	Mr Richardson	Mr Wells
Mr Heffernan	Mr Maclellan	Mr Rowe	
Mrs Henderson	(<i>Pakenham</i>)	Mr Ryan	<i>Tellers</i>
Mr Honeywood	Mr Maughan	Mr Smith	Mrs Elliott
Mr Hyams	Dr Napthine	(<i>Glen Waverley</i>)	Mrs McGill

NOES, 24

Mr Andrianopoulos	Ms Garbutt	Mr Pandazopoulos	
Mr Baker	Mr Haermeyer	Mr Sandon	
Mr Batchelor	Mr Hamilton	Mr Seitz	
Mr Brumby	Ms Kirner	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Thomson	
Mr Cole	Mr Loney	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Mr Cunningham	Ms Marple	Mrs Wilson	Mr Thwaites
Mr Dollis	Mr Micallef		Dr Vaughan

And so it was resolved in the affirmative.

12 HEALTH SERVICES (AMENDMENT) BILL - Order read for resuming debate on question - That this Bill be now read a second time.

Question - That the Bill be now read a second time - put.

The House divided.

AYES, 54

Mr Ashley	Mr Jenkins	Mr Perton	Mr Tanner
Mr Bildstien	Mr John	Mr Pescott	Mrs Tehan
Mr Brown	Mr Kilgour	Mrs Peulich	Mr Thompson
Mr Clark	Mr Leigh	Mr Phillips	(Sandringham)
Mr Coleman	Mrs McGill	Mr Plowman	Mr Traynor
Mr Cooper	Mr McGrath	(Benambra)	Mr Treasure
Mr Davis	(Warrnambool)	Mr Plowman	Mr Turner
Dr Dean	Mr McGrath	(Evelyn)	Mrs Wade
Mr Doyle	(Wimmera)	Mr Richardson	Mr Weideman
Mrs Elliott	Mr McLellan	Mr Rowe	Mr Wells
Mr Finn	(Frankston East)	Mr Ryan	
Mr Gude	Mr Maclellan	Mr Smith	
Mr Hayward	(Pakenham)	(Glen Waverley)	
Mr Heffernan	Mr Maughan	Mr Smith	
Mr Honeywood	Dr Napthine	(Polwarth)	Tellers
Mr Hyams	Mr Paterson	Mr Spry	Mrs Henderson
Mr Jasper	Mr Perrin	Mr Steggall	Mr McArthur

NOES, 25

Mr Andrianopoulos	Mr Dollis	Mr Micallef	Mr Thwaites
Mr Baker	Ms Garbutt	Mr Mildenhall	Dr Vaughan
Mr Batchelor	Mr Haermeyer	Mr Sandon	Mrs Wilson
Mr Brumby	Mr Hamilton	Mr Seitz	
Dr Coghill	Ms Kirner	Mr Sercombe	Tellers
Mr Cole	Mr Leighton	Mr Thomson	Mr Loney
Mr Cunningham	Ms Marple	(Pascoe Vale)	Mr Pandazopoulos

And so it was resolved in the affirmative.

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

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

- 13 **CRIMES (AMENDMENT) BILL (No. 2)** - Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

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

- 14 **ELECTRICITY INDUSTRY 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 so as to provide guarantees that actions taken under this Bill will not abandon the uniform tariff or discriminate in any other way against country electricity consumers."

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

The House divided.

AYES, 56

Mr Ashley	Mr Jasper	Mr Perrin	Mr Spry
Mr Bildstien	Mr John	Mr Perton	Mr Steggall
Mr Brown	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Clark	Mr Leigh	Mrs Peulich	Mrs Tehan
Mr Coleman	Mr McArthur	Mr Phillips	Mr Thompson
Mr Cooper	Mrs McGill	Mr Plowman	(Sandringham)
Mr Davis	Mr McGrath	(Benambra)	Mr Traynor
Dr Dean	(Warrnambool)	Mr Plowman	Mr Treasure
Mr Doyle	Mr McGrath	(Evelyn)	Mr Turner
Mr Elder	(Wimmera)	Mr Reynolds	Mrs Wade
Mrs Elliott	Mr McLellan	Mr Richardson	Mr Weideman
Mr Gude	(Frankston East)	Mr Rowe	Mr Wells
Mr Hayward	Mr Maclellan	Mr Ryan	
Mr Heffernan	(Pakenham)	Mr Smith	Tellers
Mrs Henderson	Mr Maughan	(Glen Waverley)	Mr Finn
Mr Honeywood	Dr Napthine	Mr Smith	Mr Jenkins
Mr Hyams	Mr Paterson	(Polwarth)	

NOES, 25

Mr Baker	Ms Garbutt	Mr Mildenhall	Mr Thwaites
Mr Batchelor	Mr Haermeyer	Mr Pandazopoulos	Dr Vaughan
Mr Brumby	Mr Hamilton	Mr Sandon	Mrs Wilson
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	Tellers
Mr Cunningham	Mr Loney	Mr Thomson	Mr Andrianopoulos
Mr Dollis	Mr Micallef	(Pascoe Vale)	Ms Marple

And so it was resolved in the affirmative.

Bill read a second time, Government amendments 1 to 61 agreed to, Bill read a third time and transmitted to the Legislative Council and their concurrence desired therein.

- 15 PUBLIC HOLIDAYS BILL - Order read for consideration of amendment made by the Legislative Council.

Question - That the amendment made by the Legislative Council be read a second time and agreed to by the House and a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendment - put.

The House divided.

AYES, 55

Mr Ashley	Mr Jasper	Mr Perton	Mr Steggall
Mr Bildstien	Mr Jenkins	Mr Pescott	Mr Tanner
Mr Brown	Mr John	Mrs Peulich	Mrs Tehan
Mr Clark	Mr Kilgour	Mr Phillips	Mr Thompson
Mr Coleman	Mr Leigh	Mr Plowman	(Sandringham)
Mr Cooper	Mr McArthur	(Benambra)	Mr Traynor
Dr Dean	Mrs McGill	Mr Plowman	Mr Treasure
Mr Doyle	Mr McGrath	(Evelyn)	Mr Turner
Mr Elder	(Warrnambool)	Mr Reynolds	Mrs Wade
Mrs Elliott	Mr McLellan	Mr Richardson	Mr Weideman
Mr Finn	(Frankston East)	Mr Rowe	
Mr Gude	Mr Maclellan	Mr Ryan	
Mr Hayward	(Pakenham)	Mr Smith	
Mr Heffernan	Mr Maughan	(Glen Waverley)	
Mrs Henderson	Dr Napthine	Mr Smith	Tellers
Mr Honeywood	Mr Paterson	(Polwarth)	Mr Davis
Mr Hyams	Mr Perrin	Mr Spry	Mr Wells

NOES, 26

Mr Andrianopoulos	Ms Garbutt	Mr Roper	Mrs Wilson
Mr Baker	Mr Haermeyer	Mr Sandon	
Mr Batchelor	Mr Hamilton	Mr Seitz	
Mr Brumby	Ms Kirner	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Thomson	
Mr Cole	Ms Marple	(Pascoe Vale)	Tellers
Mr Cunningham	Mr Micallef	Mr Thwaites	Mr Loney
Mr Dollis	Mr Pandazopoulos	Dr Vaughan	Mr Mildenhall

And so it was resolved in the affirmative.

- 16 EDUCATION (AMENDMENT) BILL - Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to.

Question - That this Bill be now read a third time - put.

The House divided.

AYES, 56

Mr Ashley	Mr Jasper	Mr Perton	Mrs Tehan
Mr Bildstien	Mr Jenkins	Mr Pescott	Mr Thompson
Mr Brown	Mr John	Mrs Peulich	(Sandringham)
Mr Clark	Mr Kilgour	Mr Phillips	Mr Traynor
Mr Coleman	Mr Leigh	Mr Plowman	Mr Treasure
Mr Cooper	Mr McArthur	(Benambra)	Mr Turner
Mr Davis	Mr McGrath	Mr Plowman	Mrs Wade
Dr Dean	(Warrnambool)	(Evelyn)	Mr Weideman
Mr Doyle	Mr McGrath	Mr Reynolds	Mr Wells
Mr Elder	(Wimmera)	Mr Richardson	
Mrs Elliott	Mr McLellan	Mr Rowe	
Mr Finn	(Frankston East)	Mr Smith	
Mr Gude	Mr Maclellan	(Glen Waverley)	
Mr Hayward	(Pakenham)	Mr Smith	
Mr Heffernan	Mr Maughan	(Polwarth)	
Mrs Henderson	Dr Napthine	Mr Spry	Tellers
Mr Honeywood	Mr Paterson	Mr Steggall	Mrs McGill
Mr Hyams	Mr Perrin	Mr Tanner	Mr Ryan

NOES, 26

Mr Andrianopoulos	Mr Haermeyer	Mr Pandazopoulos	Mrs Wilson
Mr Baker	Mr Hamilton	Mr Roper	
Mr Batchelor	Ms Kirner	Mr Sandon	
Mr Brumby	Mr Leighton	Mr Seitz	
Dr Coghill	Mr Loney	Mr Sercombe	
Mr Cole	Ms Marple	Mr Thomson	Tellers
Mr Dollis	Mr Micallef	(Pascoe Vale)	Mr Cunningham
Ms Garbutt	Mr Mildenhall	Dr Vaughan	Mr Thwaites

And so it was resolved in the affirmative.

Bill read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

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

- 17 **AGENT-GENERAL'S BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Gude*).

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

Ordered - That the debate be adjourned until Friday, 17 December 1993.

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

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

- 19 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until a day and hour to be fixed by Mr Speaker, which time of meeting shall be notified in writing to each Member of the House (*Mr Gude*) - put, after debate, and agreed to.
- 20 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Gude*) - put, after debate, and agreed to.
- 21 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
And the House, at forty-one minutes past Ten o'clock, adjourned until a day and hour to be fixed by Mr Speaker, which time of meeting shall be notified in writing to each Member of the House.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS
Nos. 75, 76 and 77

No. 75 - Tuesday, 8 March 1994

- 1 The House met pursuant to the terms of the resolution of 26 November 1993, Mr Speaker having fixed this day at 2.00 p.m. as the time of meeting - Mr Speaker took the Chair and read the Prayer.
- 2 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 3 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
 - Altona Hospital** - Seeking that the House take all necessary steps to maintain and improve funding to keep the Altona Hospital open, bearing 653 signatures (*by Ms Marple*)
 - City of Altona - Municipal Amalgamation** - Seeking that the City of Altona remains autonomous and not be amalgamated with other municipalities, bearing 5,874 signatures (*by Ms Marple*)
 - Werribee District Hospital Building** - Seeking that the Werribee District Hospital building be made available for after-care purposes for elderly citizens of the area, bearing 859 signatures (*by Dr Coghill*)
 - State Deficit Levy** - Seeking that the House take all necessary steps to immediately repeal the *State Deficit Levy Act 1992*, bearing 177 signatures (*by Dr Coghill*).

Severally ordered to lie on the Table.
- 4 **WATER (ANNUAL REPORTING) (AMENDMENT) REGULATIONS 1993** - Motion made, by leave, and question - That, pursuant to section 32 (7) (a) of the *Interpretation of Legislation Act 1984*, the Minister for Natural Resources be authorised to present to the House the documents identified in the recommendation of the Scrutiny of Acts and Regulations Committee in its Report upon the Water (Annual Reporting) (Amendment) Regulations 1993 (Statutory Rule No. 124/1993), tabled in this House on Tuesday, 23 November 1993 (*Mr Coleman*) - put and agreed to.
- 5 **PAPERS** - Mr Coleman presented:
 - Australian Accounting Standards:
 - AAS 1 - Profit and Loss or other Operating Statements
 - AAS 2 - Measurement and Presentation of Inventories in the Context of the Historical Cost System
 - AAS 3 - Accounting for Income Tax (Tax-effect Accounting)
 - AAS 4 - Depreciation of Non-Current Assets
 - AAS 5 - Materiality in Financial Statements
 - AAS 6 - Accounting Policies: Determination, Application and Disclosure
 - AAS 7 - Accounting for the Extractive Industries
 - AAS 8 - Events Occurring After Balance Date
 - AAS 9 - Expenditure Carried Forward to Subsequent Accounting Periods

AAS 10 - Accounting for the Revaluation of Non-current Assets
 AAS 11 - Accounting for Construction Contracts
 AAS 13 - Accounting for Research and Development Costs
 AAS 14 - Equity Method of Accounting
 AAS 15 - Disclosure of Operating Revenue
 AAS 16 - Financial Reporting by Segments
 AAS 17 - Accounting for Leases
 AAS 18 - Accounting for Goodwill
 AAS 19 - Accounting for Interests in Joint Ventures
 AAS 20 - Foreign Currency Translation (Part A)
 AAS 21 - Accounting for the Acquisition of Assets (including Business Entities)
 AAS 23 - Set-off and Extinguishment of Debt
 AAS 24 - Consolidated Financial Reports
 AAS 28 - Statement of Cash Flows

Statement of Accounting Concepts:

SAC 1 - Definition of the Reporting Entity
 SAC 2 - Objective of General Purpose Financial Reporting
 SAC 3 - Qualitative Characteristics of Financial Information.

Return to the foregoing Order.

6 SCRUTINY OF ACTS AND REGULATIONS COMMITTEE - Mr Perton, Chairman,
brought up two Reports from the Scrutiny of Acts and Regulations Committee:

Report being the Alert Digest No. 1 of 1994 on the -

Economic Development (Repeal) Bill
 Employment and Training (Amendment) Bill
 Audit Bill
 Financial Management Bill

together with an Appendix

Fourth Report on Subordinate Legislation concerning Land Tax (Further Amendment) Regulations 1993, together with Appendices.

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

7 PAPERS -

Mr Speaker presented -

Accident Compensation Act 1985 -

Victorian WorkCover Authority - Report for the quarter ended 31 December 1993.

Ordered to lie on the Table.

Mr Speaker presented -

BLF (De-recognition) Act 1985 - Twenty-fifth and Twenty-sixth Reports of the Custodian (two papers).

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:

- Annual Reporting Act 1983 - Notification from the Minister for Tourism on the failure of the Swan Hill Pioneer Settlement Authority to submit Annual Reports for 1991-92 and 1992-93 and the reasons therefore
- Chiropractors and Osteopaths Registration Board - Report for the year 1992
- Constitution Act Amendment Act 1958 - Statement of a function conferred on the Electoral Commissioner, 25 January 1994
- Dental Board - Report for the year ended 30 September 1993
- Flora and Fauna Guarantee Act 1988 - Order in Council adding items to Schedule 2 - List of Taxa and Communities of Flora or Fauna which are threatened
- Gaming Machine Control Act 1991 - Victorian Gaming Commission (Amendment) Rules 1994
- Grain Elevators Board - Report for the year ended 30 September 1993
- Interpretation of Legislation Act 1984, section 32(4)(b) - Gas and Fuel Corporation (Gas Installation) Regulations 1992 (Statutory Rule No. 119/1992) - Copies of the following documents replacing documents which accompanied the Statutory Rule tabled on 11 August 1992:
 - AS 1167.1 - 1993 - Welding and Brazing - Filler metals - Part 1: Filler Metal for Brazing and Braze welding (replaces AS 1167.1 - 1984)
 - AS 1397 - 1993 - Steel Sheet and Strip - Hot-dipped zinc-coated or aluminium/zinc-coated (replaces AS 1397 - 1984)
 - ASME/ANSI B 16.5a - 1988 - Pipe Flanges and Flanged Fittings (amended by ASME/ANSI B 16.5a - 1992 Addenda)
 - ASME/ANSI B 16.9 - 1993 - Factory-Made Wrought Steel Buttwelding Fittings (replaces ASME/ANSI B 16.9 - 1986)
 - AG 102 - 1989 - Approval requirements for gas water heaters (as amended November 1993)
 - AG 201 - 1983 - Approval requirements for manual shut-off valves (as amended November 1993)
 - AG 202 - 1984 - Approval requirements for gas appliance regulators (as amended November 1993)
 - AG 204 - 1984 - Approval requirements for thermoelectric flame safeguards (as amended November 1993)
 - AG 208 - 1985 - Approval requirements for jointing compounds and materials for use in gas pipe joints (as amended November 1993)
 - AG 209 - 1980 - Approval requirements for combination controls (as amended November 1993)
 - AG 210 - 1984 - Approval requirements for electronic flame safeguards and flame detectors (as amended November 1993)
 - AG 212 - 1983 - Approval requirements for quick-connect devices (as amended November 1993)
 - AG 214 - 1985 - Approval requirements for automatic shut-off valves and vent valves (as amended November 1993)
 - AG 215 - 1985 - Approval requirements for leakage detection systems (as amended November 1993)
- Land Acquisition and Compensation Act 1986 - Certificate pursuant to Section 7(1)(c)
- Martial Arts Board - Report for the year 1992-93

- Melbourne College of Decoration - Report for the year 1992, together with an explanation from the Minister for Tertiary Education and Training explaining the delay in tabling
- Melbourne College of Printing and Graphic Arts - Report for the year 1992, together with an explanation from the Minister for Tertiary Education and Training explaining the delay in tabling
- Murray-Darling Basin Act 1993 - Accession by Queensland to the Murray-Darling Basin Agreement - Schedule D - Application of Agreement to Queensland
- National Crime Authority - Report for the year 1992-93
- National Rail Corporation (Victoria) Act 1991 - Amendments to the Agreement for the establishment of the National Rail Corporation made on 30 November 1993 (two papers)
- Ombudsman Act 1973 - Report on the Investigation of the Removal and Placement of a Client of Intellectual Disabilities Services because of Allegations made by Facilitated Communication together with a section 23 (6) report - Ordered to be printed
- Optometrists Registration Board - Report for the year 1992-93
- Pathology Services Accreditation Board - Report for the year 1992-93
- Physiotherapists Registration Board - Report for the period ended 30 June 1993
- Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:
- All Planning Schemes - No. S23
 - Alberton Planning Scheme - No. L29
 - Alexandra Planning Scheme - Nos. L27, L29, L30
 - Altona Planning Scheme - No. L35
 - Bairnsdale City Planning Scheme - No. L38
 - Ballaarat (City) Planning Scheme - No. L41
 - Ballan Planning Scheme - No. L11 Part 2
 - Bannockburn Planning Scheme - Nos. R3, RL8
 - Barrabool Planning Scheme - Nos. L20, R3, R8
 - Bass Planning Scheme - No. L24
 - Beechworth Planning Scheme - Nos. L17, L18, L19
 - Benalla City Planning Scheme - Nos. L27, L29
 - Bendigo Planning Scheme - Nos. L35, L37, L39, L42
 - Berwick Planning Scheme - Nos. L66, L67
 - Box Hill Planning Scheme - Nos. L19, L23
 - Bright Planning Scheme - Nos. L33, L36
 - Broadmeadows Planning Scheme - Nos. L51, L52, L53, L54
 - Brunswick Planning Scheme - Nos. L23, L25, L32, L34, L36, L38, L40
 - Bulla Planning Scheme - Nos. L95, L97
 - Buln Buln Planning Scheme - Nos. L24, L26, L28, L29
 - Bungaree Planning Scheme - Nos. L23, L25
 - Buninyong Planning Scheme - Nos. L33, L41, L44, L47
 - Camberwell Planning Scheme - Nos. L23, L35, L38, L39
 - Camperdown Planning Scheme - No. L5
 - Coburg Planning Scheme - Nos. L35, L36
 - Cranbourne Planning Scheme - Nos. L88, L97
 - Croydon Planning Scheme - Nos. L54, L57, L58, L61
 - Dandenong Planning Scheme - No. L30
 - Diamond Valley Planning Scheme - Nos. L30 Part 1, L48
 - Doncaster and Templestowe Planning Scheme - Nos. L40, L58 Part 2, L65, L70

Eaglehawk Planning Scheme - No. L11
Echuca Planning Scheme - No. L25
Eltham Planning Scheme - Nos. L25, L34, L42, RL151
Essendon Planning Scheme - No. L30
Fitzroy Planning Scheme - No. L27
Flinders Planning Scheme - Nos. L61, L81, L88, L98, L118, RL3
Frankston Planning Scheme - Nos. L48, L50, L51
Gisborne Planning Scheme - No. L22
Greater Geelong Planning Scheme - Nos. L18, L25, L34, L47, R3, R28, R30, R31,
R32, R37, R38, R40, R44, R48, R66, R73, RL8 Part 1, RL8 Part 2
Hampden Planning Scheme - No. L8
Hastings Planning Scheme - Nos. L106, L107
Hawthorn Planning Scheme - No. L24
Healesville Planning Scheme - No. L36
Heidelberg Planning Scheme - Nos. L29, L42, L62 Part 1
Heytesbury Planning Scheme - No. L13
Horsham Planning Scheme - No. L44
Huntly Planning Scheme - Nos. L36, L37
Keilor Planning Scheme - Nos. L45 Part 1, L54, L61, L62, L69, L85
Kilmore Planning Scheme - No. L59
Knox Planning Scheme - No. L70
Korumburra Planning Scheme - Nos. L50, L53
Latrobe Regional Planning Scheme - No. R3
Lillydale Planning Scheme - Nos. L85, L88 Part 1, L94, L96 Part 3, L96 Part 4,
L113, L117, L123, L124
Lowan Planning Scheme - Nos. L8, L9, L10
Marong Planning Scheme - No. L35
Maryborough Planning Scheme - No. L20
McIvor Planning Scheme - No. L15
Melbourne Planning Scheme - Nos. L60, L115, L120, L123, L133, L137, L138,
L139, L140, L144, L145, L146, L151
Melton Planning Scheme - Nos. L27, L32, L33, L35, L39
Metropolitan Region Planning Schemes - No. R113
Mildura City Planning Scheme - No. L37
Moe Planning Scheme - No. L28
Moorabbin Planning Scheme - Nos. L28, L34
Mordialloc Planning Scheme - Nos. L7, L8, L11
Morrington Planning Scheme - Nos. L34, L43 Part 2, L47, RL3
Newham and Woodend Planning Scheme - Nos. L25 Part 1, L28
Northcote Planning Scheme - Nos. L24, L25, L28
Nunawading Planning Scheme - Nos. L49, L71
Oakleigh Planning Scheme - Nos. L29, L30 Part 1, L31
Pakenham Planning Scheme - Nos. L73, L82, L85, L87
Phillip Island Planning Scheme - Nos. L48, L50
Portland Planning Scheme - No. L36
Queenscliffe Planning Scheme - Nos. R3, R10
Rodney Planning Scheme - Nos. L59, L63
Romsey Planning Scheme - Nos. L25, L26
Sandringham Planning Scheme - No. L12
Seymour Planning Scheme - Nos. L28, L30
Shepparton (City) Planning Scheme - Nos. L48, L49, L51
Shepparton Shire Planning Scheme - Nos. L58, L60, L62
Sherbrooke Planning Scheme - Nos. L74, L75
South Melbourne Planning Scheme - Nos. L62, L74
Springvale Planning Scheme - Nos. L48, L56

Stawell Shire Planning Scheme - No. L18
 Strathfieldsaye Planning Scheme - Nos. L14, L16
 St Kilda Planning Scheme - Nos. L16, L24, L25, L29, L30
 Sunshine Planning Scheme - Nos. L51, L68
 Swan Hill City Planning Scheme - No. L14
 Tambo Planning Scheme - No. L59
 Traralgon (City) Planning Scheme - Nos. L44, L47
 Upper Yarra Planning Scheme - Nos. L31, L36
 Wangaratta City Planning Scheme - No. L19
 Wangaratta (Shire) Planning Scheme - Nos. L11, L13
 Waverley Planning Scheme - Nos. L34, L46
 Werribee Planning Scheme - Nos. L52, L58, L60, L61, L64
 Westernport Region Planning Scheme - No. RL3
 Whittlesea Planning Scheme - Nos. L34, L87, L92, L101
 Williamstown Planning Scheme - Nos. L20, L26
 Winchelsea Planning Scheme - Nos. L10, L11
 Wodonga Planning Scheme - No. L54
 Yackandandah Planning Scheme - No. L18
 Yarrawonga Planning Scheme - No. L22

Queen Victoria Medical Centre (Guarantees) Act 1982 - Notice pursuant to section 6

State Casual Employees Superannuation Board - Report for the year 1992-93

Statutory Rules under the following Acts:

Administrative Appeals Tribunal Act 1984 - S.R. No. 225/1993
 Adoption Act 1984 - S.R. Nos. 14, 15/1994
 Audit Act 1958 - S.R. No. 216/1993
 Boilers and Pressure Vessels Act 1970 - S.R. No. 259/1993
 Building Control Act 1981 - S.R. No. 260/1993
 Business Franchise (Tobacco) Act 1974 - S.R. No. 273/1993
 Business Names Act 1962 - S.R. No. 237/1993
 Cancer Act 1958 - S.R. No. 16/1994
 Cemeteries Act 1958 - S.R. No. 12/1994
 Construction Industry Long Service Leave Act 1983 - S.R. No. 222/1993
 Country Fire Authority Act 1958 - S.R. No. 263/1993
 Credit Act 1984 - S.R. No. 228/1993
 Electric Light and Power Act 1958 - S.R. No. 249/1993
 Environment Protection Act 1970 - S.R. No. 227/1993
 Evidence Act 1958 - S.R. No. 226/1993
 Extractive Industries Act 1966 - S.R. No. 239/1993
 Financial Institutions Duty Act 1982 - S.R. No. 274/1993
 Fisheries Act 1968 - S.R. No. 17/1994
 Forests Act 1958 - S.R. No. 8/1994
 Freedom of Information Act 1982 - S.R. No. 236/1993
 Guardianship and Administration Board Act 1986 - S.R. No. 19/1994
 Health Act 1958 - S.R. Nos. 231, 232, 238, 261/1993, 9/1994

- Health Services Act 1988 - S.R. No. 258/1993
 Land Tax Act 1958 - S.R. Nos. 275, 276/1993
 Liquor Control Act 1987 - S.R. Nos. 269, 270/1993
 Magistrates' Court Act 1989 - S.R. No. 234/1993
 Marine Act 1988 - S.R. No. 22/1994
 Melbourne and Metropolitan Board of Works Act 1958 - S.R. Nos. 218, 235/1993
 Metropolitan Fire Brigades Act 1958 - S.R. No. 262/1993
 Mineral Resources Development Act 1990 - S.R. Nos. 5, 6, 7/1994
 Optometrists Registration Act 1958 - S.R. No. 18/1994
 Pay-roll Tax Act 1971 - S.R. No. 277/1993
 Physiotherapists Act 1978 - S.R. No. 21/1994
 Planning and Environment Act 1987 - S.R. No. 229/1993
 Public Sector Management Act 1992 - S.R. No. 10/1994
 Racing Act 1958 - S.R. Nos. 271, 272/1993, 2/1994
 Road Safety Act 1986 - S.R. Nos. 233, 264, 266, 267/1993, 3, 4, 11, 13/1994
 Royal Botanic Gardens Act 1991 - S.R. No. 1/1994
 Stamps Act 1958 - S.R. No. 278/1993
 State Electricity Commission Act 1958 - S.R. Nos. 240, 241, 242, 243, 244, 245, 246,
 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257/1993
 State Superannuation Act 1988 - S.R. No. 221/1993
 Tobacco Act 1987 - S.R. Nos. 217/1993, 20/1994
 Transfer of Land Act 1958 - S.R. No. 220/1993
 Transport Act 1983 - S.R. Nos. 265, 268/1993
 Valuation of Land Act 1960 - S.R. No. 224/1993
 Veterinary Surgeons Act 1958 - S.R. No. 230/1993
 Water Act 1989 - S.R. Nos. 219, 223/1993
 Transport Act 1983 - Order in Council amending Schedule 8
 Upper Yarra Valley and Dandenong Ranges Authority - Report for the year 1992-93
 Victorian Psychological Council - Reports for the years 1991 and 1992 (two papers)
 Victorian Public Authorities Finance Agency - Report for the period ended 31
 December 1992 (in lieu of the Report tabled on 26 October 1993)
- The following proclamations fixing operative dates were laid upon the Table by the Clerk
 pursuant to an Order of the House dated 27 October 1992:
- Cemeteries (Amendment) Act 1980 - Section 2 on 1 March 1994 (*Gazette No. G8, 24
 February 1994*).
- City of Greater Geelong Act 1993 - Section 24 on 3 December 1993 (*Gazette No. S92,
 2 December 1993*).
- Crimes (Amendment) Act 1993 - Section 10 on 21 December 1993 (*Gazette No. S95,
 21 December 1993*).
- Education (Amendment) Act 1993 - Sections 3 and 11 on 9 December 1993 (*Gazette
 No. G48, 9 December 1993*).

- Electricity Industry Act 1993 - Sections 26, 85, 98 and 99 on 14 December 1993 (*Gazette No. S93, 14 December 1993*). All remaining sections on 3 January 1994 (*Gazette No. S97, 23 December 1993*).
- Equal Opportunity (Amendment) Act 1993 - Whole Act (except sections 1 and 2) on 1 March 1994 (*Gazette No. G8, 24 February 1994*).
- Institute of Educational Administration (Repeal) Act 1993 - Parts 2, 3 and 4 on 30 November 1993 (*Gazette No. S90, 30 November 1993*).
- Juries (Amendment) Act 1993 - Whole Act on 1 February 1994 (*Gazette No. G4, 27 January 1994*).
- Melbourne Wholesale Fruit and Vegetable Market Trust (Amendment) Act 1993 - All provisions in Part 2 and Part 3 on 21 December 1993 (*Gazette No. S95, 21 December 1993*).
- Mineral Resources Development (Amendment) Act 1993 - Sections 4 and 5, 7, 9, 10, 11(2), 11(3), 12 to 17, 18(b) to 25, 27 to 31, 33 to 34, 36, 38 to 41 and 44 on 17 January 1994 (*Gazette No. G49, 16 December 1993*).
- Racing (Further Amendment) Act 1993 - Sections 3, 4, 7, 8, 9 and 10 on 2 December 1993 (*Gazette No. G47, 2 December 1993*). Sections 5 and 6 on 1 February 1994 (*Gazette No. G2, 13 January 1994*).
- State Taxation (Amendment) Act 1992 - Part 4 and section 12 on 7 December 1993 (*Gazette No. G49, 16 December 1993*).
- TT-Line Gaming Act 1993 - Remaining provisions on 26 November 1993 (*Gazette No. S87, 26 November 1993*).
- University of Ballarat Act 1993 - Remaining provisions on 1 January 1994 (*Gazette No. G50, 23 December 1993*).

8 MESSAGES FROM THE LEGISLATIVE COUNCIL -

Agreeing to the following Bills without amendment:

- Liquor Control (Amendment) Bill
- Health Services (Amendment) Bill
- Melbourne Wholesale Fruit and Vegetable Market Trust (Amendment) Bill
- Planning and Environment (Amendment) Bill
- Education (Amendment) Bill
- Health and Community Services (Further Amendment) Bill
- Building Bill
- Crimes (Amendment) Bill (No. 2)
- Employee Relations (Amendment) Bill
- Electricity Industry Bill.

Agreeing to the amendment made by the Assembly in the Local Government (Miscellaneous Amendments) Bill.

9 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR - ASSENT TO BILLS -

Informing the Assembly that he had given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:

On 26 November 1993

Classification of Films and Publications (Amendment) Bill
 Chattel Securities (Amendment) Bill
 University of Ballarat Bill
 Juries (Amendment) Bill
 TT-Line Gaming Bill

On 30 November 1993

Public Sector Superannuation (Administration) Bill

On 7 December 1993

Nurses Bill
 Health Services (Amendment) Bill
 Stock (Seller Liability and Declarations) Bill
 Employee Relations (Amendment) Bill
 Rural Finance (VEDC Abolition) Bill
 Telecommunications (Interception) (State Provisions) (Amendment) Bill
 Gaming Machine Control (General Amendment) Bill
 Police Regulation (Discipline) (Amendment) Bill
 Public Holidays Bill
 Transport (Amendment) Bill (No. 2)
 Education (Amendment) Bill
 Liquor Control (Amendment) Bill
 Equal Opportunity (Amendment) Bill (No. 2)
 Health and Community Services (Further Amendment) Bill
 Local Government (Miscellaneous Amendments) Bill

On 14 December 1993

Building Bill
 Melbourne Wholesale Fruit and Vegetable Market Trust (Amendment) Bill
 Planning and Environment (Amendment) Bill
 Crimes (Amendment) Bill (No. 2)
 Electricity Industry Bill.

- 10 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Agent-General's Bill.
- 11 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending a further appropriation for the purposes of the Financial Management Bill.
- 12 **GOVERNMENT BUSINESS PROGRAM** - Motion made and question proposed - That, pursuant to Sessional Order No. 6.(3), the Orders of the Day, Government Business, relating to the following Bills be considered and completed by 4.30 p.m. on Thursday, 10 March 1994:
- Economic Development (Repeal) Bill
 Employment and Training (Amendment) Bill
 Agent-General's Bill
 Audit Bill
 Financial Management Bill.

(Mr Gude) - put and agreed to.

- 13 **ECONOMIC DEVELOPMENT (REPEAL) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.

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

- 14 **EMPLOYMENT AND TRAINING (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 10.00 p.m.
pursuant to Sessional Orders -*

- 15 **ADJOURNMENT** - Mr Speaker, having announced that the time for adjournment of the House had arrived, left the Chair, after debate, at 10.59 p.m.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 76 - Wednesday, 9 March 1994

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

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

Neighbourhood Houses - Seeking that the Minister for Community Services maintains funding for neighbourhood houses so that the services offered will be available to the widest number of people, bearing 16 signatures *(by Ms Garbutt)*

Pre-School and After-School Fees - Seeking that the Government reverse its decision to increase by 100% pre-school and after-school fees and urging that any increase be on a sliding scale with those on incomes below \$24,000 p.a. paying an increase of no more than 20%, bearing 70 signatures *(by Ms Garbutt)*

Maternity Care - Seeking that legislation be enacted which will provide essential changes to maternity care given in Victorian Public Hospitals, bearing 2,519 signatures *(by Ms Garbutt)*

Human Life Experimentation - Seeking that legislation be enacted to prohibit harmful and destructive experimentation on human life, bearing 39 signatures *(by Mr Tanner)*.

Severally ordered to lie on the Table.

- 3 **HEALTH COMPUTING SERVICES - VICTORIA LIMITED REPORT**- Motion made, by leave, and question - That there be presented to this House a copy of the Report of the Health Computing Services - Victoria Limited for the year 1992-93 *(Mrs Tehan)* - put and agreed to.

4 PAPER - Mrs Tehan presented:

Health Computing Services - Victoria Limited - Report for the year 1992-93 -
Return to the foregoing Order.

Ordered to lie on the Table.

5 PAPERS -

Mr Speaker presented -

Auditor-General - Special Report No. 29 on International Student Programs in
Universities.

Ordered to lie on the Table and be printed.

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

Statutory Rules under the Road Safety Act 1986 - S.R. Nos. 23, 24.

6 STATE'S ECONOMY - POPULATION SHIFT - Mr Thomson (*Pascoe Vale*) proposed the
adjournment of the House for the purpose of discussing a definite matter of urgent
public importance, namely -

"The release of ABS data last Friday indicating that a record number of Victorians -
145 a day - are fleeing to other States with the consequential loss of between
\$700 million and \$1 billion a year to the State's economy."

Mr Speaker having ascertained that twelve members approved of the proposed
discussion -

Motion made and question - That the House do now adjourn (*Mr Thomson,*
Pascoe Vale) - after debate, put.

The House divided.

AYES, 25

Mr Andrianopoulos
Mr Baker
Mr Batchelor
Mr Brumby
Dr Coghill
Mr Cole
Mr Cunningham
Mr Dollis

Ms Garbutt
Mr Haermeyer
Mr Hamilton
Ms Kirner
Mr Leighton
Mr Loney
Ms Marple
Mr Micallef

Mr Sandon
Mr Seitz
Mr Sercombe
Mr Sheehan
Mr Thomson
(*Pascoe Vale*)
Mr Thwaites
Mrs Wilson

Tellers
Mr Mildenhall
Dr Vaughan

NOES, 57

Mr Ashley	Mr Jenkins	Mr Paterson	Mr Spry
Mr Bildstien	Mr John	Mr Perrin	Mr Steggall
Mr Brown	Mr Leigh	Mr Perton	Mr Stockdale
Mr Clark	Mr Lupton	Mr Pescott	Mr Tanner
Mr Coleman	Mr McArthur	Mr Phillips	Mrs Tehan
Mr Cooper	Mrs McGill	Mr Plowman	Mr Thompson
Mr Davis	Mr McGrath	(Benambra)	(Sandringham)
Dr Dean	(Warrnambool)	Mr Plowman	Mr Traynor
Mr Doyle	Mr McGrath	(Evelyn)	Mr Treasure
Mr Elder	(Wimmera)	Mr Reynolds	Mr Turner
Mrs Elliott	Mr McLellan	Mr Richardson	Mrs Wade
Mr Gude	(Frankston East)	Mr Rowe	Mr Weideman
Mr Hayward	Mr McNamara	Mr Ryan	Mr Wells
Mr Heffernan	Mr Maclellan	Mr Smith	
Mrs Henderson	(Pakenham)	(Glen Waverley)	<i>Tellers</i>
Mr Hyams	Mr Maughan	Mr Smith	Mr Finn
Mr Jasper	Dr Napthine	(Polwarth)	Mrs Peulich

And so it passed in the negative.

- 7 **POSTPONEMENT OF NOTICES OF MOTION** - Ordered - That the consideration of Notices of Motion, Government Business, Nos. 1 to 13 inclusive, be postponed until after Oral Questions this day.
- 8 **PUBLIC TRANSPORT REFORMS** - Motion made and question proposed - That this House congratulates the Government on the reforms to public transport it has implemented and which it proposes to implement (*Mr Cooper*).
- Business having been interrupted at 2.00 p.m.
pursuant to Sessional Orders.*
- 9 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 10 **FOOD (AMENDMENT) BILL** - Mrs Tehan obtained leave, with Mr McNamara, to bring in a Bill "to amend the 'Food Act 1984' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 **DRUGS, POISONS AND CONTROLLED SUBSTANCES (AMENDMENT) BILL** - Mrs Tehan obtained leave, with Mr McNamara, to bring in a Bill "to amend the 'Drugs, Poisons and Controlled Substances Act 1981' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 **ALCOHOLICS AND DRUG-DEPENDENT PERSONS (AMENDMENT) BILL** - Mrs Tehan obtained leave, with Mr McNamara, 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.
- 13 **ALBURY-WODONGA AGREEMENT (AMENDMENT) BILL** - Mr Pescott obtained leave, with Mr Gude, to bring in a Bill "to amend the 'Albury-Wodonga Agreement Act 1973'"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 14 **SMALL BUSINESS DEVELOPMENT CORPORATION (AMENDMENT) BILL** - Mr Heffernan obtained leave, with Mr Gude, to bring in a Bill "to amend the 'Small Business Development Corporation Act 1976', to consequentially amend the 'Annual Reporting Act 1983' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 15 **LAND (FURTHER MISCELLANEOUS MATTERS) BILL** - Mr Coleman obtained leave, with Mr Gude, to bring in a Bill "to revoke the reservations of certain Crown lands, to re-reserve some of those lands for other purposes, to authorise the granting of a lease over certain reserved Crown land, to discharge a trust from other land, to amend the 'Land Act 1958' and the 'Melbourne Lands Act 1987', to repeal the 'Railways (Thomson River Bridge) 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.
- 16 **ADMINISTRATION AND PROBATE (AMENDMENT) BILL** - Mrs Wade obtained leave, with Mr Gude, to bring in a Bill "to amend the 'Administration and Probate Act 1958' and the 'Wills 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 **PETROLEUM (AMENDMENT) BILL** - Mr Plowman (*Evelyn*) obtained leave, with Mr Gude, to bring in a Bill "to amend the 'Petroleum Act 1958' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 18 **MINERAL RESOURCES DEVELOPMENT (FURTHER AMENDMENT) BILL** - Mr Plowman (*Evelyn*) obtained leave, with Mr Gude, to bring in a Bill "to amend the 'Mineral Resources Development Act 1990' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 19 **BORROWING AND INVESTMENT POWERS (FURTHER AMENDMENT) BILL** - Mr Stockdale obtained leave, with Mr Smith (*Polwarth*), to bring in a Bill "to amend the 'Borrowing and Investment Powers (Amendment) Act 1993' and make consequential amendments to the 'Public Sector Superannuation (Administration) Act 1993' and the 'Electricity Industry Act 1993' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 20 **FINANCIAL MANAGEMENT (CONSEQUENTIAL AMENDMENTS) BILL** - Mr Stockdale obtained leave, with Mr Smith (*Polwarth*), to bring in a Bill "to make amendments to certain Acts consequential on the enactment of the 'Financial Management Act 1994' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 21 **STATE INSURANCE OFFICE (AMENDMENT) BILL** - Mr Stockdale obtained leave, with Mr Smith (*Polwarth*), to bring in a Bill "to amend the 'State Insurance Office Act 1984' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 22 **QUALIFICATION OF MEMBER FOR BURWOOD** - Motion made and question proposed - That this House refers to various allegations made in relation to the Honourable Member of Burwood's now former association with J.G.K. Nominees Pty Ltd, trading as KNF Advertising, and Ed and Amy's (Australia) Pty Ltd and concludes -
- (1) That this House is satisfied that no action of the Honourable Member for Burwood is or was inconsistent with or a breach of section 55 of the Constitution Act; and further

- (2) Concludes that in case there has been any act matter or thing that has or may have caused the Honourable Member for Burwood to be disqualified from election to this House or have caused the Honourable Member's seat in this House to become vacant this House is of the opinion that the said acts, matters or things -

- (a) have ceased to have effect;
 (b) were in all the circumstances of a trifling nature; and
 (c) were accidental or due to inadvertence -

and, under and in accordance with section 61A of the *Constitution Act 1975*, directs that the said acts, matters or things be deemed for the purposes of that Act, never to occurred or arisen (*Mr Maclellan, Pakenham*).

Motion made and question - That the question be divided (*Mr Leighton*) - put.

The House divided.

AYES, 24

Mr Baker	Mr Haermeyer	Mr Sandon	Dr Vaughan
Mr Batchelor	Mr Hamilton	Mr Seitz	Mrs Wilson
Mr Brumby	Mr Leighton	Mr Sercombe	
Dr Coghill	Mr Loney	Mr Sheehan	
Mr Cole	Ms Marple	Mr Thomson	<i>Tellers</i>
Mr Dollis	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Andrianopoulos
Ms Garbutt	Mr Mildenhall	Mr Thwaites	Mr Cunningham

NOES, 58

Mr Ashley	Mr Jasper	Mr Perrin	Mr Stockdale
Mr Bildstien	Mr Jenkins	Mr Perton	Mr Tanner
Mr Brown	Mr John	Mr Pescott	Mrs Tehan
Mr Clark	Mr Leigh	Mrs Peulich	Mr Thompson
Mr Coleman	Mr Lupton	Mr Phillips	(<i>Sandringham</i>)
Mr Cooper	Mrs McGill	Mr Plowman	Mr Traynor
Mr Davis	Mr McGrath	(<i>Benambra</i>)	Mr Treasure
Dr Dean	(<i>Warrnambool</i>)	Mr Plowman	Mr Turner
Mr Doyle	Mr McGrath	(<i>Evelyn</i>)	Mrs Wade
Mr Elder	(<i>Wimmera</i>)	Mr Reynolds	Mr Weideman
Mrs Elliott	Mr McLellan	Mr Richardson	Mr Wells
Mr Finn	(<i>Frankston East</i>)	Mr Rowe	
Mr Gude	Mr McNamara	Mr Smith	
Mr Hayward	Mr Maclellan	(<i>Glen Waverley</i>)	
Mr Heffernan	(<i>Pakenham</i>)	Mr Smith	
Mrs Henderson	Mr Maughan	(<i>Polwarth</i>)	<i>Tellers</i>
Mr Honeywood	Dr Napthine	Mr Spry	Mr McArthur
Mr Hyams	Mr Paterson	Mr Steggall	Mr Ryan

And so it passed in the negative.

Debate continued on question - That this House refers to various allegations made in relation to the Honourable Member of Burwood's now former association with J.G.K. Nominees Pty Ltd, trading as KNF Advertising, and Ed and Amy's (Australia) Pty Ltd and concludes -

- (1) That this House is satisfied that no action of the Honourable Member for Burwood is or was inconsistent with or a breach of section 55 of the *Constitution Act*; and further

(2) Concludes that in case there has been any act matter or thing that has or may have caused the Honourable Member for Burwood to be disqualified from election to this House or have caused the Honourable Member's seat in this House to become vacant this House is of the opinion that the said acts, matters or things -

- (a) have ceased to have effect;
- (b) were in all the circumstances of a trifling nature; and
- (c) were accidental or due to inadvertence -

and, under and in accordance with section 61A of the *Constitution Act 1975*, directs that the said acts, matters or things be deemed for the purposes of that Act, never to occurred or arisen.

Amendment proposed - That all the words after "Honourable Member" (where first occurring) be omitted with the view of inserting in place thereof the words "for Burwood and resolves to establish a Parliamentary Commission of Inquiry, such Commission to have all the powers of a Board appointed or a Commission issued under Division 5 of Part 1 of the *Evidence Act 1958*, with a view to establishing the nature and the circumstances surrounding the Member for Burwood's breach of section 55 of the *Constitution Act 1975*, such Commission to report back to this House, enabling the House to be fully and properly satisfied that the act matter or thing causing the breach of section 55 -

- (a) has ceased to have effect;
- (b) was in all the circumstances of a trifling nature; and
- (c) occurred or arose without the actual knowledge or consent of the person or was accidental or due to inadvertence -

pursuant to section 61A of the *Constitution Act 1975*." (Mr Brumby).

Motion made and question - That the debate be now adjourned (Mr McNamara) - put.

The House divided.

AYES, 56

Mr Ashley	Mr Jasper	Mr Perrin	Mrs Tehan
Mr Bildstien	Mr Jenkins	Mr Perton	Mr Thompson
Mr Brown	Mr John	Mr Pescott	(Sandringham)
Mr Clark	Mr Lupton	Mrs Peulich	Mr Traynor
Mr Coleman	Mr McArthur	Mr Phillips	Mr Treasure
Mr Cooper	Mrs McGill	Mr Plowman	Mr Turner
Mr Davis	Mr McGrath	(Benambra)	Mrs Wade
Dr Dean	(Warrnambool)	Mr Plowman	Mr Weideman
Mr Doyle	Mr McGrath	(Evelyn)	Mr Wells
Mr Elder	(Wimmera)	Mr Reynolds	
Mrs Elliott	Mr McLellan	Mr Richardson	
Mr Finn	(Frankston East)	Mr Ryan	
Mr Gude	Mr McNamara	Mr Smith	
Mr Hayward	Mr Maclellan	(Glen Waverley)	
Mr Heffernan	(Pakenham)	Mr Smith	
Mrs Henderson	Mr Maughan	(Polwarth)	Tellers
Mr Honeywood	Dr Napthine	Mr Steggall	Mr Rowe
Mr Hyams	Mr Paterson	Mr Tanner	Mr Spry

NOES, 25

Mr Baker	Mr Haermeyer	Mr Roper	Mr Thwaites
Mr Batchelor	Mr Hamilton	Mr Sandon	Dr Vaughan
Mr Brumby	Ms Kirner	Mr Seitz	Mrs Wilson
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	<i>Tellers</i>
Mr Cunningham	Ms Marple	Mr Thomson	Mr Andrianopoulos
Ms Garbutt	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Mildenhall

And so it was resolved in the affirmative.

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

- 23 **QUALIFICATION OF MEMBER FOR BURWOOD** - *Declaration of Motion as Urgent - Limitation of debate* - Mr Gude declared that this Motion was an urgent Motion and moved - That this Motion be considered an urgent Motion.

Mr Speaker having ascertained that twenty members approved of the proposed motion being put -

Question - That the motion be considered an urgent motion - put .

The House divided.

AYES, 56

Mr Ashley	Mr Jasper	Mr Paterson	Mr Spry
Mr Bildstien	Mr Jenkins	Mr Perrin	Mr Steggall
Mr Brown	Mr John	Mr Perton	Mr Tanner
Mr Clark	Mr Lupton	Mr Pescott	Mrs Tehan
Mr Coleman	Mr McArthur	Mrs Peulich	Mr Thompson
Mr Cooper	Mrs McGill	Mr Phillips	(<i>Sandringham</i>)
Mr Davis	Mr McGrath	Mr Plowman	Mr Traynor
Dr Dean	(<i>Warrnambool</i>)	(<i>Benambra</i>)	Mr Treasure
Mr Doyle	Mr McGrath	Mr Plowman	Mr Turner
Mr Elder	(<i>Wimmera</i>)	(<i>Evelyn</i>)	Mrs Wade
Mr Finn	Mr McLellan	Mr Reynolds	Mr Weideman
Mr Gude	(<i>Frankston East</i>)	Mr Richardson	Mr Wells
Mr Hayward	Mr McNamara	Mr Rowe	
Mr Heffernan	Mr Maclellan	Mr Smith	
Mrs Henderson	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	<i>Tellers</i>
Mr Honeywood	Mr Maughan	Mr Smith	Mrs Elliott
Mr Hyams	Dr Napthine	(<i>Polwarth</i>)	Mr Ryan

NOES, 25

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Mr Thwaites
Mr Baker	Mr Hamilton	Mr Sandon	Dr Vaughan
Mr Batchelor	Ms Kirner	Mr Seitz	Mrs Wilson
Mr Brumby	Mr Leighton	Mr Sercombe	
Dr Coghill	Mr Loney	Mr Sheehan	<i>Tellers</i>
Mr Cole	Ms Marple	Mr Thomson	Mr Cunningham
Ms Garbutt	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Mildenhall

And so it was resolved in the affirmative.

Motion made and question - That the time allotted for the consideration of this motion be until 1.30 a.m. tomorrow (*Mr Gude*) - put.

The House divided.

AYES, 57

Mr Ashley	Mr Hyams	Dr Napthine	Mr Smith
Mr Bildstien	Mr Jasper	Mr Paterson	(Polwarth)
Mr Brown	Mr John	Mr Perrin	Mr Spry
Mr Clark	Mr Leigh	Mr Perton	Mr Steggall
Mr Coleman	Mr Lupton	Mr Pescott	Mr Tanner
Mr Cooper	Mr McArthur	Mrs Peulich	Mrs Tehan
Mr Davis	Mrs McGill	Mr Phillips	Mr Thompson
Dr Dean	Mr McGrath	Mr Plowman	(Sandringham)
Mr Doyle	(Warrnambool)	(Benambra)	Mr Treasure
Mr Elder	Mr McGrath	Mr Plowman	Mr Turner
Mrs Elliott	(Wimmera)	(Evelyn)	Mrs Wade
Mr Finn	Mr McLellan	Mr Reynolds	Mr Weideman
Mr Gude	(Frankston East)	Mr Richardson	Mr Wells
Mr Hayward	Mr McNamara	Mr Rowe	
Mr Heffernan	Mr MacLellan	Mr Ryan	Tellers
Mrs Henderson	(Pakenham)	Mr Smith	Mr Jenkins
Mr Honeywood	Mr Maughan	(Glen Waverley)	Mr Traynor

NOES, 25

Mr Andrianopoulos	Mr Haermeyer	Mr Sandon	
Mr Baker	Mr Hamilton	Mr Seitz	
Mr Batchelor	Ms Kirner	Mr Sercombe	
Mr Brumby	Mr Leighton	Mr Sheehan	
Dr Coghill	Ms Marple	Mr Thomson	
Mr Cole	Mr Micallef	(Pascoe Vale)	Tellers
Mr Cunningham	Mr Mildenhall	Mr Thwaites	Mr Loney
Ms Garbutt	Mr Roper	Mrs Wilson	Dr Vaughan

And so it was resolved in the affirmative.

- 24 **QUALIFICATION OF MEMBER FOR BURWOOD** - Order read for resuming debate on question - That this House refers to various allegations made in relation to the Honourable Member of Burwood's now former association with J.G.K. Nominees Pty Ltd, trading as KNF Advertising, and Ed and Amy's (Australia) Pty Ltd and concludes -

- (1) That this House is satisfied that no action of the Honourable Member for Burwood is or was inconsistent with or a breach of section 55 of the Constitution Act; and further
- (2) Concludes that in case there has been any act matter or thing that has or may have caused the Honourable Member for Burwood to be disqualified from election to this House or have caused the Honourable Member's seat in this House to become vacant this House is of the opinion that the said acts, matters or things -
 - (a) have ceased to have effect;
 - (b) were in all the circumstances of a trifling nature; and
 - (c) were accidental or due to inadvertence -

and, under and in accordance with section 61A of the *Constitution Act 1975*, directs that the said acts, matters or things be deemed for the purposes of that Act, never to occurred or arisen -

and on the amendment - That all the words after "Honourable Member" (where first occurring) be omitted with the view of inserting in place thereof the words "for Burwood and resolves to establish a Parliamentary Commission of Inquiry, such Commission to have all the powers of a Board appointed or a Commission issued under Division 5 of Part 1 of the *Evidence Act* 1958, with a view to establishing the nature and the circumstances surrounding the Member for Burwood's breach of section 55 of the *Constitution Act* 1975, such Commission to report back to this House, enabling the House to be fully and properly satisfied that the act matter or thing causing the breach of section 55 -

- (a) has ceased to have effect;
- (b) was in all the circumstances of a trifling nature; and
- (c) occurred or arose without the actual knowledge or consent of the person or was accidental or due to inadvertence -

pursuant to section 61A of the *Constitution Act* 1975"; debate resumed.

And the House having continued to sit till after 12 midnight -

THURSDAY, 10 MARCH 1994

Limitation of Debate - The time allotted for the consideration of the motion having expired -

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

The House divided.

AYES, 56

Mr Ashley	Mr Jasper	Dr Napthine	Mr Spry
Mr Bildstien	Mr Jenkins	Mr Paterson	Mr Steggall
Mr Brown	Mr John	Mr Perton	Mr Tanner
Mr Clark	Mr Leigh	Mr Pescott	Mrs Tehan
Mr Coleman	Mr Lupton	Mrs Peulich	Mr Thompson
Mr Cooper	Mr McArthur	Mr Phillips	(Sandringham)
Mr Davis	Mrs McGill	Mr Plowman	Mr Traynor
Dr Dean	Mr McGrath	(Benambra)	Mr Treasure
Mr Doyle	(Warrnambool)	Mr Plowman	Mr Turner
Mr Elder	Mr McGrath	(Evelyn)	Mrs Wade
Mrs Elliott	(Wimmera)	Mr Reynolds	Mr Weideman
Mr Gude	Mr McLellan	Mr Richardson	Mr Wells
Mr Hayward	(Frankston East)	Mr Ryan	
Mr Heffernan	Mr McNamara	Mr Smith	
Mrs Henderson	Mr Maclellan	(Glen Waverley)	Tellers
Mr Honeywood	(Pakenham)	Mr Smith	Mr Finn
Mr Hyams	Mr Maughan	(Polwarth)	Mr Rowe

NOES, 26

Mr Andrianopoulos	Mr Haermeyer	Mr Sandon	Mrs Wilson
Mr Baker	Mr Hamilton	Mr Seitz	
Mr Batchelor	Ms Kirner	Mr Sercombe	
Mr Brumby	Mr Leighton	Mr Sheehan	
Dr Coghill	Mr Loney	Mr Thomson	
Mr Cole	Ms Marple	(Pascoe Vale)	Tellers
Mr Dollis	Mr Micallef	Mr Thwaites	Mr Cunningham
Ms Garbutt	Mr Roper	Dr Vaughan	Mr Mildenhall

And so it was resolved in the affirmative.

Original question - put.

The House divided.

AYES, 57

Mr Ashley	Mr Jasper	Mr Perton	Mr Tanner
Mr Bildstien	Mr Jenkins	Mr Pescott	Mrs Tehan
Mr Brown	Mr John	Mrs Peulich	Mr Thompson
Mr Clark	Mr Lupton	Mr Phillips	(Sandringham)
Mr Coleman	Mrs McGill	Mr Plowman	Mr Traynor
Mr Cooper	Mr McGrath	(Benambra)	Mr Treasure
Mr Davis	(Warrnambool)	Mr Plowman	Mr Turner
Dr Dean	Mr McGrath	(Evelyn)	Mrs Wade
Mr Doyle	(Wimmera)	Mr Reynolds	Mr Weideman
Mr Elder	Mr McLellan	Mr Richardson	Mr Wells
Mrs Elliott	(Frankston East)	Mr Rowe	
Mr Finn	Mr McNamara	Mr Ryan	
Mr Gude	Mr Maclellan	Mr Smith	
Mr Hayward	(Pakenham)	(Glen Waverley)	
Mr Heffernan	Mr Maughan	Mr Smith	
Mrs Henderson	Dr Napthine	(Polwarth)	Tellers
Mr Honeywood	Mr Paterson	Mr Spry	Mr Leigh
Mr Hyams	Mr Perrin	Mr Steggall	Mr McArthur

NOES, 26

Mr Baker	Mr Haermeyer	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Hamilton	Mr Sandon	
Mr Brumby	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Cunningham	Ms Marple	Mr Thomson	
Mr Dollis	Mr Micallef	(Pascoe Vale)	Tellers
Ms Garbutt	Mr Mildenhall	Mr Thwaites	Mr Andrianopoulos
			Dr Vaughan

And so it was resolved in the affirmative.

- 25 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr John*) - put and agreed to.
- 26 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
And the House, at 2.57 a.m. adjourned until later this day.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 77 - Thursday, 10 March 1994

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

- 2 **PAPER** - The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:
 Parliamentary Contributory Superannuation Fund - Actuarial Investigation for the period ended 30 June 1993.
- 3 **GRIEVANCES** - Motion made, by leave, and question - That for the purposes of Sessional Order No. 4(1), Wednesday, 23 March 1994, Wednesday, 4 May 1994 and Wednesday, 25 May 1994 be appointed days upon which the question "That grievances be noted" may be put (*Mr Gude*) - put and agreed to.
- 4 **GOVERNMENT BUSINESS PROGRAM** - Motion made and question - That the Government Business Program agreed to by this House on 8 March 1994 be amended by omitting the Orders of the Day, Government Business, relating to the Audit Bill and the Financial Management Bill (*Mr Gude*) - put and agreed to.
- 5 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until Tuesday, 22 March 1994 (*Mr Gude*) - put and agreed to.
- 6 **EMPLOYMENT AND TRAINING (AMENDMENT) BILL** - Read a second time and, by leave, read a third time forthwith.
 Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 7 **AGENT-GENERAL'S BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.
*Business having been interrupted at 2.00 p.m.
 pursuant to Sessional Orders.*
- 8 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 9 **AGENT-GENERAL'S BILL** - Debate resumed on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.
 Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 10 **POSTPONEMENT OF ORDER OF THE DAY** - Ordered - That the consideration of Order of the Day, Government Business, No. 3, be postponed until later this day.
- 11 **ALBURY-WODONGA AGREEMENT (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Gude*).
 Motion made and question - That the debate be now adjourned (*Mr Cole*) - put and agreed to.
 Ordered - That the debate be adjourned until Tuesday, 22 March 1994.
- 12 **ADMINISTRATION AND PROBATE (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Wade*).
 Motion made and question - That the debate be now adjourned (*Mr Cole*) - put and agreed to.
 Ordered - That the debate be adjourned until Tuesday, 22 March 1994.

- 13 **MINERAL RESOURCES DEVELOPMENT (FURTHER AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Plowman, Evelyn*).
- Motion made and question - That the debate be now adjourned (*Mr Hamilton*) - put and agreed to.
- Ordered - That the debate be adjourned until Tuesday, 22 March 1994.
- 14 **BORROWING AND INVESTMENT POWERS (FURTHER AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Stockdale*).
- Motion made and question - That the debate be now adjourned (*Mr Baker*) - put and agreed to.
- Ordered - That the debate be adjourned until Tuesday, 22 March 1994.
- 15 **STATE INSURANCE OFFICE (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Stockdale*).
- Motion made and question - That the debate be now adjourned (*Mr Baker*) - put and agreed to.
- Ordered - That the debate be adjourned until Tuesday, 22 March 1994.
- 16 **SMALL BUSINESS DEVELOPMENT CORPORATION (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Heffernan*).
- Motion made and question - That the debate be now adjourned (*Mr Loney*) - put and agreed to.
- Ordered - That the debate be adjourned until Tuesday, 22 March 1994.
- 17 **PETROLEUM (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Plowman, Evelyn*).
- Motion made and question - That the debate be now adjourned (*Mr Hamilton*) - put and agreed to.
- Ordered - That the debate be adjourned until Tuesday, 22 March 1994.
- 18 **FINANCIAL MANAGEMENT (CONSEQUENTIAL AMENDMENTS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Stockdale*).
- Motion made and question - That the debate be now adjourned (*Mr Baker*) - put and agreed to.
- Ordered - That the debate be adjourned until Tuesday, 22 March 1994.
- 19 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos 12 to 14 inclusive, be postponed until later this day.
- 20 **LAND (FURTHER MISCELLANEOUS MATTERS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Coleman*).
- Mr Coleman made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*

Motion made and question - That the debate be now adjourned (*Ms Marple*) - put and agreed to.

Ordered - That the debate be adjourned until Tuesday, 22 March 1994.

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

22 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
And the House, at 5.09 p.m. adjourned until Tuesday, 22 March 1994.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 78, 79 and 80

No. 78 - Tuesday, 22 March 1994

- 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:
 - Funding for Pre-Schools and Central Payment Scheme** - Seeking that the Government - (a) restore adequate funding to pre-schools; and (b) restore the central payment scheme for salaries, bearing 14 signatures (*by Ms Garbutt*)
 - Funding for Maternal and Child Health Services** - Seeking that the House take all necessary steps to ensure that the proposal to limit funding for Maternal and Child Health Services to 10 standard visits does not proceed, bearing 38 signatures (*by Ms Garbutt*).

Severally ordered to lie on the Table.
 - 4 **SCRUTINY OF ACTS AND REGULATIONS COMMITTEE** - Mr Perton, Chairman, brought up a Report from the Scrutiny of Acts and Regulations Committee being the Alert Digest No. 2 of 1994 on the -
 - Agent-General's Bill
 - Administration and Probate (Amendment) Bill
 - Petroleum (Amendment) Bill
 - Small Business Development Corporation (Amendment) Bill
 - Albury-Wodonga Agreement (Amendment) Bill
 - State Insurance Office (Amendment) Bill
 - Mineral Resources Development (Further Amendment) Bill
 - Borrowing and Investment Powers (Further Amendment) Bill
 - Land (Further Miscellaneous Matters) Bill

together with an Appendix and Extracts from the Proceedings of the Committee.

Ordered to lie on the Table and to be printed.
 - 5 **PUBLIC ACCOUNTS AND ESTIMATES COMMITTEE** - Mr Weideman, Chairman, brought up a Report from the Public Accounts and Estimates Committee upon an erratum for the Committee's third report to Parliament, together with an Appendix.
- Ordered to lie on the Table and to be printed.
- 6 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

Bacchus Marsh Planning Scheme - No. L36
 Bulla Planning Scheme - Nos. L74, L83
 Caulfield Planning Scheme - No. L24
 Chelsea Planning Scheme - No. L8
 Doncaster and Templestowe Planning Scheme - No. L59
 Fitzroy Planning Scheme - No. L31
 Footscray Planning Scheme - No. L44
 Greater Geelong Planning Scheme - Nos. R36, R54, R57, R58, R62, RL63
 Huntly Planning Scheme - No. L33
 Lillydale Planning Scheme - No. L125
 Preston Planning Scheme - No. L47
 Warragul Planning Scheme - Nos. L26, L27
 Warrnambool City Planning Scheme - No. L32
 Wonthaggi Planning Scheme - No. L17

Statutory Rules under the following Acts:

Chattel Securities Act 1987 - S.R. No. 28
 Conservation, Forests and Lands Act 1987 - S.R. No. 27
 Financial Institutions Duty Act 1982 - S.R. No. 26
 Road Safety Act 1986 - S.R. No. 29
 Wildlife Act 1975 - S.R. Nos. 25, 27

The following proclamation fixing an operative date was laid upon the Table by the Clerk pursuant to an Order of the House dated 27 October 1992:

Occupational Health and Safety (Miscellaneous Amendments) Act 1993 - Sections 5 and 6 on 28 February 1994 (*Gazette No. S6, 4 March 1994*).

- 7 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:
- Borrowing and Investment Powers (Further Amendment) Bill
 - Financial Management (Consequential Amendments) Bill
 - Land (Further Miscellaneous Matters) Bill
 - Petroleum (Amendment) Bill
 - State Insurance Office (Amendment) Bill.
- 8 **CONCURRENT DEBATE - FINANCIAL MANAGEMENT BILL AND FINANCIAL MANAGEMENT (CONSEQUENTIAL AMENDMENTS) BILL** - Motion made, by leave and question - That this House authorizes and requires Mr Speaker to permit the second reading and subsequent stages of the Financial Management Bill and the Financial Management (Consequential Amendments) Bill to be moved and debated concurrently (*Mr Gude*) - put and agreed to.
- 9 **GOVERNMENT BUSINESS PROGRAM** - Motion made and question proposed - That, pursuant to Sessional Order No. 6.(3), the Orders of the Day, Government Business, relating to the following Bills be considered and completed by 4.30 p.m. on Thursday, 24 March 1994:
- Audit Bill
 - Albury-Wodonga Agreement (Amendment) Bill
 - Administration and Probate (Amendment) Bill

Small Business Development Corporation (Amendment) Bill
 Mineral Resources Development (Further Amendment) Bill
 Petroleum (Amendment) Bill
 Borrowing and Investment Powers (Further Amendment) Bill.

(*Mr Gude*) - and, after debate - put.

The House divided.

AYES, 57

Mr Bildstien	Mr Kennett	Mr Perton	Mr Stockdale
Mr Brown	Mr Leigh	Mr Pescott	Mr Tanner
Mr Clark	Mr Lupton	Mrs Peulich	Mr Thompson
Mr Coleman	Mr McArthur	Mr Phillips	(<i>Sandringham</i>)
Mr Cooper	Mrs McGill	Mr Plowman	Mr Traynor
Mr Davis	Mr McGrath	(<i>Benambra</i>)	Mr Treasure
Dr Dean	(<i>Warrnambool</i>)	Mr Plowman	Mr Turner
Mr Elder	Mr McGrath	(<i>Evelyn</i>)	Mr Wade
Mrs Elliott	(<i>Wimmera</i>)	Mr Reynolds	Mr Weideman
Mr Finn	Mr McLellan	Mr Richardson	Mr Wells
Mr Gude	(<i>Frankston East</i>)	Mr Rowe	
Mr Hayward	Mr McNamara	Mr Ryan	
Mr Heffernan	Mr Maclellan	Mr Smith	
Mrs Henderson	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	
Mr Honeywood	Mr Maughan	Mr Smith	<i>Tellers</i>
Mr Hyams	Dr Napthine	(<i>Polwarth</i>)	Mr Ashley
Mr Jasper	Mr Paterson	Mr Spry	Mr Doyle
Mr Jenkins	Mr Perrin	Mr Steggall	

NOES, 27

Mr Baker	Mr Haermeyer	Mr Roper	Dr Vaughan
Mr Batchelor	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Brumby	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Cunningham	Ms Marple	Mr Thomson	<i>Tellers</i>
Mr Dollis	Mr Micallief	(<i>Pascoe Vale</i>)	Mr Andrianopoulos
Ms Garbutt	Mr Mildenhall	Mr Thwaites	Mr Pandazopoulos

And so it was resolved in the affirmative.

- 10 **FOOD (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Gude*).

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

Ordered - That the debate be adjourned until Wednesday, 30 March 1994.

- 11 **DRUGS, POISONS AND CONTROLLED SUBSTANCES (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Gude*).

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

Ordered, after debate - That the debate be adjourned until Wednesday, 30 March 1994.

- 12 **ALCOHOLICS AND DRUG-DEPENDENT PERSONS (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Gude*).
 Motion made and question - That the debate be now adjourned (*Mr Thwaites*) - put and agreed to.
 Ordered - That the debate be adjourned until Wednesday, 30 March 1994.
- 13 **AUDIT 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 Plowman, Evelyn*) - put and agreed to.
 Ordered - That the debate be adjourned until later this day.
- 14 **ALBURY-WODONGA AGREEMENT (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.
 Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 15 **AUDIT BILL** - Order read for resuming debate on question - That this Bill be now read a second time.
 Question - put.
 The House divided.

AYES, 56

Mr Ashley	Mr Jasper	Dr Napthine	Mr Spry
Mr Bildstien	Mr Jenkins	Mr Paterson	Mr Steggall
Mr Clark	Mr John	Mr Perrin	Mr Stockdale
Mr Coleman	Mr Kennett	Mr Pescott	Mr Tanner
Mr Cooper	Mr Leigh	Mr Phillips	Mr Thompson
Mr Davis	Mr McArthur	Mr Plowman	(<i>Sandringham</i>)
Dr Dean	Mrs McGill	(<i>Benambra</i>)	Mr Traynor
Mr Doyle	Mr McGrath	Mr Plowman	Mr Treasure
Mr Elder	(<i>Warrnambool</i>)	(<i>Evelyn</i>)	Mr Turner
Mrs Elliott	Mr McGrath	Mr Reynolds	Mrs Wade
Mr Finn	(<i>Wimmera</i>)	Mr Richardson	Mr Weideman
Mr Gude	Mr McLellan	Mr Rowe	Mr Wells
Mr Hayward	(<i>Frankston East</i>)	Mr Ryan	
Mr Heffernan	Mr McNamara	Mr Smith	
Mrs Henderson	Mr Maclellan	(<i>Glen Waverley</i>)	<i>Tellers</i>
Mr Honeywood	(<i>Pakenham</i>)	Mr Smith	Mr Lupton
Mr Hyams	Mr Maughan	(<i>Polwarth</i>)	Mrs Peulich

NOES, 23

Mr Baker	Mr Leighton	Mr Seitz	Mrs Wilson
Mr Batchelor	Mr Loney	Mr Sercombe	
Dr Coghill	Ms Marple	Mr Sheehan	
Mr Cole	Mr Micallef	Mr Thomson	
Ms Garbutt	Mr Pandazopoulos	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Mr Haermeyer	Mr Roper	Mr Thwaites	Mr Cunningham
Mr Hamilton	Mr Sandon	Dr Vaughan	Mr Mildenhall

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 10.00 p.m.
pursuant to Sessional Orders.*

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

Bill further considered in Committee and reported with amendments.

Motion made and question - That the amendments made by the Committee be agreed to (*Mr Stockdale*) - put.

AYES, 57

Mr Ashley	Mr Jenkins	Mr Perrin	Mr Spry
Mr Bildstien	Mr John	Mr Perton	Mr Steggall
Mr Clark	Mr Kennett	Mr Pescott	Mr Stockdale
Mr Coleman	Mr Leigh	Mrs Peulich	Mr Tanner
Mr Cooper	Mr Lupton	Mr Phillips	Mr Thompson
Mr Davis	Mr McArthur	Mr Plowman	<i>(Sandringham)</i>
Mr Doyle	Mrs McGill	<i>(Benambra)</i>	Mr Traynor
Mr Elder	Mr McGrath	Mr Plowman	Mr Treasure
Mrs Elliott	<i>(Warrnambool)</i>	<i>(Evelyn)</i>	Mr Turner
Mr Finn	Mr McGrath	Mr Reynolds	Mrs Wade
Mr Gude	<i>(Wimmera)</i>	Mr Richardson	Mr Weideman
Mr Hayward	Mr McNamara	Mr Rowe	Mr Wells
Mr Heffernan	Mr Maclellan	Mr Ryan	
Mrs Henderson	<i>(Pakenham)</i>	Mr Smith	<i>Tellers</i>
Mr Honeywood	Mr Maughan	<i>(Glen Waverley)</i>	Dr Dean
Mr Hyams	Dr Napthine	Mr Smith	Mr McLellan
Mr Jasper	Mr Paterson	<i>(Polwarth)</i>	<i>(Frankston East)</i>

NOES, 26

Mr Baker	Mr Haermeyer	Mr Sandon	Mrs Wilson
Mr Batchelor	Mr Hamilton	Mr Seitz	
Mr Brumby	Mr Leighton	Mr Sercombe	
Dr Coghill	Mr Loney	Mr Sheehan	
Mr Cole	Ms Marple	Mr Thomson	
Mr Cunningham	Mr Micallef	<i>(Pascoe Vale)</i>	<i>Tellers</i>
Mr Dollis	Mr Pandazopoulos	Mr Thwaites	Mr Andrianopoulos
Ms Garbutt	Mr Roper	Dr Vaughan	Mr Mildenhall

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

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

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

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

And the House, at 11.02 p.m., adjourned until tomorrow.

No. 79 - Wednesday, 23 March 1994

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:

Maternity Care - Seeking that legislation be enacted which will provide essential changes to maternity care given in Victorian public hospitals, bearing 161 signatures (*by Ms Garbutt*).

Ordered to lie on the Table.
- 3 **PARLIAMENTARY CONTRIBUTORY SUPERANNUATION FUND** - Motion made, by leave, and question - That there be presented to this House a copy of the Report of the Parliamentary Contributory Superannuation Fund Actuarial Investigation as at 30 June 1993 (*Mr Smith, Polwarth*) - put and agreed to.
- 4 **PAPER** - Mr Smith (*Polwarth*) presented:

Report of the Parliamentary Contributory Superannuation Fund Actuarial Investigation as at 30 June 1993 - Return to the foregoing Order.

Ordered to lie on the Table.
- 5 **PUBLIC BODIES REVIEW COMMITTEE** - Mr Cooper, Chairman, brought up a Report from the Public Bodies Review Committee upon the Metropolitan Fire Brigades Board, together with Appendices, Extracts of the Proceedings of the Committee and Minutes of Evidence.

Ordered to lie on the Table and the Report, Appendices and Extracts to be printed.
- 6 **PAPER** - The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:

Alpine Resorts Commission - Report for the year ended 31 October 1993.
- 7 **GRIEVANCES** - Question - That grievances be noted - put, after debate, and agreed to.
- 8 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 9 **MEDICAL PRACTICE BILL** - Mrs Tehan, pursuant to a motion moved on her behalf by Mr Gude, obtained leave, with Mr McGrath (*Wimmera*), to bring in a Bill "to make provision for the registration of medical practitioners, the investigation into the professional conduct or fitness to practise of registered medical practitioners, to regulate the advertising of medical services, to establish the Medical Practitioners Board of Victoria and the Medical Practitioners Board Fund of Victoria, to repeal the 'Medical Practitioners Act 1970', to make various amendments to other Acts and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 **WHEAT MARKETING (AMENDMENT) BILL** - Mr McGrath (*Wimmera*) obtained leave, with Mr Gude, to bring in a Bill "to increase the functions of the Australian Wheat Board and enable the Board to engage in intra-state trade in barley in Victoria, to amend the 'Wheat Marketing Act 1989' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 11 **ADMINISTRATION AND PROBATE (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 certain provisions relating to distribution if an intestate leaves a defacto partner, have been referred to the Law Reform Committee for inquiry, consideration and report in conjunction with their current inquiry into wills which is due to be reported upon by the last day of the 1994 Autumn sittings." (*Mr Cole*) - 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 a third time forthwith.

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

- 12 **SMALL BUSINESS DEVELOPMENT CORPORATION (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 10.00 p.m.
pursuant to Sessional Orders -*

- 13 **ADJOURNMENT** - Mr Speaker, having announced that the time for adjournment of the House had arrived, left the Chair, after debate, at 10.46 p.m..

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 80 - Thursday, 24 March 1994

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:

Disability Services - Seeking that the House takes all necessary steps to amend the proposed policies on disability services to ensure - (a) services are created out of need and not governed by cost; (b) a user pays system is not adopted; and (c) Share Family Care and In Home Support remains purely an optional alternative, bearing 6,797 signatures (*by Ms Garbutt*).

Ordered to lie on the Table.

- 3 **SMALL BUSINESS 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 a third time forthwith.

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

- 4 MINERAL RESOURCES DEVELOPMENT (FURTHER 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, 51

Mr Ashley	Mr Leigh	Mr Plowman	Mr Thompson
Mr Bildstien	Mr Lupton	(Benambra)	(Sandringham)
Mr Brown	Mr McArthur	Mr Plowman	Mr Traynor
Mr Clark	Mr McGrath	(Evelyn)	Mr Treasure
Mr Cooper	(Warrnambool)	Mr Reynolds	Mr Turner
Mr Davis	Mr McLellan	Mr Richardson	Mrs Wade
Dr Dean	(Frankston East)	Mr Rowe	Mr Weideman
Mr Doyle	Mr McNamara	Mr Ryan	Mr Wells
Mr Elder	Mr Maughan	Mr Smith	
Mr Finn	Dr Napthine	(Glen Waverley)	
Mr Heffernan	Mr Paterson	Mr Smith	
Mr Honeywood	Mr Perrin	(Polwarth)	
Mr Hyams	Mr Perton	Mr Spry	
Mr Jasper	Mr Pescott	Mr Steggall	Tellers
Mr Jenkins	Mrs Peulich	Mr Tanner	Mrs Henderson
Mr John	Mr Phillips	Mrs Tehan	Mrs McGill

NOES, 24

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Mr Thwaites
Mr Baker	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Batchelor	Mr Leighton	Mr Seitz	
Mr Brumby	Mr Loney	Mr Sercombe	
Dr Coghill	Ms Marple	Mr Sheehan	Tellers
Mr Cunningham	Mr Micallef	Mr Thomson	Mr Pandazopoulos
Mr Dollis	Mr Mildenhall	(Pascoe Vale)	Dr Vaughan

And so it was resolved in the affirmative.

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

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

- 5 PETROLEUM (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 2.00 p.m.
pursuant to Sessional Orders.*

- 6 QUESTIONS - (Pursuant to Standing Order No. 124).

- 7 PETROLEUM (AMENDMENT) BILL - Debate resumed on question - That this Bill be now read a second time.

Question - put.

The House divided.

AYES, 54

Mr Ashley	Mr John	Mr Pescott	Mr Tanner
Mr Bildstien	Mr Leigh	Mrs Peulich	Mrs Tehan
Mr Brown	Mr Lupton	Mr Phillips	Mr Thompson
Mr Clark	Mr McArthur	Mr Plowman	(Sandringham)
Mr Coleman	Mrs McGill	(Benambra)	Mr Traynor
Mr Cooper	Mr McGrath	Mr Plowman	Mr Treasure
Mr Davis	(Warrnambool)	(Evelyn)	Mr Turner
Dr Dean	Mr McGrath	Mr Reynolds	Mrs Wade
Mr Elder	(Wimmera)	Mr Richardson	Mr Weideman
Mrs Elliott	Mr McLellan	Mr Rowe	Mr Wells
Mr Finn	(Frankston East)	Mr Smith	
Mr Gude	Mr McNamara	(Glen Waverley)	
Mr Hayward	Mr Maclellan	Mr Smith	
Mrs Henderson	(Pakenham)	(Polwarth)	
Mr Honeywood	Mr Maughan	Mr Spry	Tellers
Mr Jasper	Dr Naphine	Mr Steggall	Mr Paterson
Mr Jenkins	Mr Perrin	Mr Stockdale	Mr Ryan

NOES, 27

Mr Andrianopoulos	Ms Garbutt	Mr Roper	Dr Vaughan
Mr Baker	Mr Haermeyer	Mr Sandon	Mrs Wilson
Mr Batchelor	Mr Hamilton	Mr Seitz	
Mr Brumby	Ms Kirner	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Sheehan	
Mr Cole	Mr Loney	Mr Thomson	Tellers
Mr Cunningham	Ms Marple	(Pascoe Vale)	Mr Mildenhall
Mr Dollis	Mr Micallef	Mr Thwaites	Mr Pandazopoulos

And so it was resolved in the affirmative.

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

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

- 8 **BORROWING AND INVESTMENT POWERS (FURTHER AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.

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

- 9 **MEDICAL PRACTICE BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Brown*).

Mr Brown made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.

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

Ordered - That the debate be adjourned until Thursday, 7 April 1994.

- 10 **WHEAT MARKETING (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr McGrath, Wimmera*).
 Motion made and question - That the debate be now adjourned (*Ms Marple*) - put and agreed to.
 Ordered - That the debate be adjourned until Thursday, 7 April 1994.
- 11 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question proposed - That the consideration of remaining business be postponed (*Mr McGrath, Wimmera*) - and, after debate -
 Motion made and question - That the question be now put (*Mr Gude*) - put.
 The House divided.

AYES, 52

Mr Ashley	Mr Leigh	Mrs Peulich	Mr Thompson
Mr Bildstien	Mr Lupton	Mr Phillips	(<i>Sandringham</i>)
Mr Brown	Mrs McGill	Mr Plowman	Mr Traynor
Mr Clark	Mr McGrath	(<i>Benambra</i>)	Mr Treasure
Mr Coleman	(<i>Warrnambool</i>)	Mr Plowman	Mr Turner
Mr Cooper	Mr McGrath	(<i>Evelyn</i>)	Mrs Wade
Dr Dean	(<i>Wimmera</i>)	Mr Reynolds	Mr Weideman
Mr Elder	Mr McLellan	Mr Richardson	Mr Wells
Mrs Elliott	(<i>Frankston East</i>)	Mr Rowe	
Mr Finn	Mr McNamara	Mr Smith	
Mr Gude	Mr MacLellan	(<i>Glen Waverley</i>)	
Mr Hayward	(<i>Pakenham</i>)	Mr Smith	
Mrs Henderson	Mr Maughan	(<i>Polwarth</i>)	
Mr Honeywood	Dr Napthine	Mr Spry	
Mr Jasper	Mr Paterson	Mr Steggall	<i>Tellers</i>
Mr Jenkins	Mr Perrin	Mr Tanner	Mr Davis
Mr John	Mr Pescott	Mrs Tehan	Mr McArthur

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Seitz	
Mr Brumby	Mr Leighton	Mr Sercombe	
Dr Coghill	Mr Loney	Mr Sheehan	
Mr Cole	Ms Marple	Mr Thomson	<i>Tellers</i>
Mr Dollis	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Cunningham
Ms Garbutt	Mr Pandazopoulos	Mr Thwaites	Mr Mildenhall

And so it was resolved in the affirmative.

Question - That remaining business be postponed - accordingly put.

The House divided.

AYES, 52

Mr Ashley	Mr Leigh	Mr Pescott	Mrs Tehan
Mr Bildstien	Mr Lupton	Mrs Peulich	Mr Thompson
Mr Brown	Mr McArthur	Mr Phillips	(Sandringham)
Mr Clark	Mrs McGill	Mr Plowman	Mr Traynor
Mr Coleman	Mr McGrath	(Benambra)	Mr Turner
Mr Cooper	(Warrnambool)	Mr Plowman	Mrs Wade
Mr Davis	Mr McGrath	(Evelyn)	Mr Weideman
Mr Elder	(Wimmera)	Mr Reynolds	Mr Wells
Mrs Elliott	Mr McLellan	Mr Richardson	
Mr Finn	(Frankston East)	Mr Rowe	
Mr Gude	Mr McNamara	Mr Smith	
Mr Hayward	Mr Maclellan	(Glen Waverley)	
Mrs Henderson	(Pakenham)	Mr Smith	
Mr Honeywood	Mr Maughan	(Polwarth)	
Mr Jasper	Dr Naphthine	Mr Spry	Tellers
Mr Jenkins	Mr Paterson	Mr Steggall	Dr Dean
Mr John	Mr Perrin	Mr Tanner	Mr Treasure

NOES, 27

Mr Baker	Mr Haermeyer	Mr Pandazopoulos	Mr Thwaites
Mr Batchelor	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Brumby	Ms Kirner	Mr Sandon	
Dr Coghill	Mr Leighton	Mr Seitz	
Mr Cole	Mr Loney	Mr Sercombe	
Mr Cunningham	Ms Marple	Mr Sheehan	Tellers
Mr Dollis	Mr Micallef	Mr Thomson	Mr Andrianopoulos
Ms Garbutt	Mr Mildenhall	(Pascoe Vale)	Dr Vaughan

And so it was resolved in the affirmative.

12 ADJOURNMENT - Resolved - That the House do now adjourn.

And the House, at 4.16 p.m., adjourned until Tuesday, 29 March 1994.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS
Nos. 81, 82 and 83

No. 81 - Tuesday, 29 March 1994

- 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:
 - Fairlea Prison** - Seeking that Fairlea Prison should remain as a major prison for women in Victoria, bearing 12 signatures (*by Mr Sercombe*)
 - State Education System** - Seeking that the House take all necessary action to ensure that the State Education System is a major priority in the State Government's economic strategy and that educational standards in Victoria be maintained at present levels, bearing 23 signatures (*by Mr Sandon*)
 - Unfenced Pools and Spas** - Seeking that the House take all necessary steps to ensure the safety of the State's children from the unnecessary risk of unfenced pools and spas, bearing 72 signatures (*by Mr McArthur*)
 - Glengala Park Primary, Glengala Primary and Sunshine Special Development Schools** - Seeking that there will be no merger or closure of Glengala Park Primary, Glengala Primary and Sunshine Special Development Schools, bearing 46 signatures (*by Mr Baker*).

Severally ordered to lie on the Table.
- 4 **NATIONAL ROAD TRAUMA ADVISORY COUNCIL** - Motion made, by leave, and question - That there be presented to this House a copy of the Report of the National Road Trauma Advisory Council for year 1992 (*Mr Brown*) - put and agreed to.
- 5 **PAPER** - Mr Brown presented:
 - National Road Trauma Advisory Council - Report for the year 1992 - Return to the foregoing Order.

Ordered to lie on the Table.
- 6 **SCRUTINY OF ACTS AND REGULATIONS COMMITTEE** - Mr Perton, Chairman, brought up a Report from the Scrutiny of Acts and Regulations Committee being the Alert Digest No. 3 of 1994 on the -
 - Financial Management (Consequential Amendments) Bill
 - Food (Amendment) Bill
 - Drugs, Poisons and Controlled Substances (Amendment) Bill
 - Wheat Marketing (Amendment) Bill

together with an Appendix.

Ordered to lie on the Table and to be printed.

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

Border Groundwaters Agreement Review Committee - Report for the year 1992-93

Geelong Regional Commission - Report for the period 1 July - 3 December 1993

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

Coburg Planning Scheme - No. L20

Melbourne Planning Scheme - No. L141

Melton Planning Scheme - No. L19

Werribee Planning Scheme - No. L63

Williamstown Planning Scheme - No. L24

Statutory Rule under the Chattel Securities Act 1987 - S.R. No. 28 (*in lieu of Statutory Rule previously circulated*)

The following proclamation fixing an operative date was laid upon the Table by the Clerk pursuant to an Order of the House dated 27 October 1992:

Meat Industry Act 1993 - Section 91 on 24 March 1994 (*Gazette No. G12, 24 March 1994*).

- 8 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor -

Recommending an appropriation for the purposes of the Medical Practice Bill

Recommending a further appropriation for the purposes of the State Insurance Office (Amendment) Bill.

- 9 **GOVERNMENT BUSINESS PROGRAM** - Motion made and question - That, pursuant to Sessional Order No. 6.(3), the Orders of the Day, Government Business, relating to the following Bills be considered and completed by 3 p.m. on Thursday, 31 March 1994:

Land (Further Miscellaneous Matters) Bill

Financial Management Bill

Financial Management (Consequential Amendments) Bill

State Insurance Office (Amendment) Bill

Food (Amendment) Bill

Drugs, Poisons and Controlled Substances (Amendment) Bill

(*Mr Gude*) - put, after debate, and agreed to.

- 10 **LAND (FURTHER MISCELLANEOUS MATTERS) 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 alternative ways of sourcing material in order to avoid excavating parts of declared permanent wildlife reserves such as that located at Lake Victoria near Point Lonsdale." (*Mr Dollis*) - and, after debate -

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

The House divided.

AYES, 57

Mr Ashley	Mr Jasper	Dr Napthine	Mr Steggall
Mr Bildstien	Mr Jenkins	Mr Paterson	Mr Tanner
Mr Brown	Mr John	Mr Perrin	Mrs Tehan
Mr Clark	Mr Kennett	Mr Perton	Mr Thompson
Mr Coleman	Mr Kilgour	Mr Pescott	(Sandringham)
Mr Cooper	Mr Leigh	Mrs Peulich	Mr Traynor
Mr Davis	Mr Lupton	Mr Phillips	Mr Treasure
Dr Dean	Mr McArthur	Mr Plowman	Mr Turner
Mr Doyle	Mrs McGill	(Benambra)	Mr Wade
Mr Elder	Mr McGrath	Mr Plowman	Mr Weideman
Mrs Elliott	(Warrnambool)	(Evelyn)	
Mr Finn	Mr McGrath	Mr Richardson	
Mr Gude	(Wimmera)	Mr Rowe	
Mr Hayward	Mr McLellan	Mr Smith	
Mr Heffernan	(Frankston East)	(Glen Waverley)	
Mrs Henderson	Mr McNamara	Mr Smith	Tellers
Mr Honeywood	Mr Maclellan	(Polwarth)	Mr Ryan
Mr Hyams	(Pakenham)	Mr Spry	Mr Wells

NOES, 23

Mr Andrianopoulos	Mr Dollis	Mr Micallef	Mrs Wilson
Mr Baker	Ms Garbutt	Mr Seitz	
Mr Batchelor	Mr Haermeyer	Mr Sercombe	
Mr Brumby	Mr Hamilton	Mr Sheehan	
Dr Coghill	Mr Leighton	Mr Thomson	Tellers
Mr Cole	Mr Loney	(Pascoe Vale)	Mr Mildenhall
Mr Cunningham	Ms Marple	Dr Vaughan	Mr Pandazopoulos

And so it was resolved in the affirmative.

Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee and reported with an amendment; as amended, considered, and amendment agreed to; read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

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

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

12 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at 9.46 p.m., adjourned until tomorrow.

No. 82 - Wednesday, 30 March 1994

1 Mr Speaker took the Chair and read the Prayer.

2 **PAPERS -**

Mr Speaker presented:

Auditor-General - Special Report No. 30 on Grants and Subsidies to Non-Government Organisations.

Ordered to lie on the Table and to be printed.

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

Statutory Rules under the following Acts:

Magistrates' Court Act 1989 - S.R. No. 31

Wildlife Act 1975 - S.R. No. 30

Wildlife Act 1975 - Notice of closure of areas to hunting pursuant to section 86.

3 **VACANCIES IN THE MEMBERSHIP OF THE UNIVERSITY OF BALLARAT AND VICTORIA UNIVERSITY OF TECHNOLOGY - Mr Speaker announced that he had received the following communications:**

17 February 1994

The Speaker
Legislative Assembly
Parliament of Victoria
Parliament House
MELBOURNE VIC 3002

Dear Speaker,

Section 7 (2) (9) of the University of Ballarat Act 1993 provides for the Council of the University to include:

3 persons appointed by the Governor in Council who are members of the Parliament of Victoria recommended for appointment by a joint sitting of the members of the Legislative Council and Legislative Assembly conducted in accordance with rules adopted for the purpose by the members present at the sitting.

Section 8 (1) of the Act provides that the term of such appointment shall be for three years.

The university commenced operation on 1 January 1994 and I would be grateful if you would arrange as soon as possible for a joint sitting at which members could be recommended for appointment according to this provision.

Yours sincerely,

HADDON STOREY, QC, MLC
Minister for Tertiary Education and Training

3 March 1994

The Speaker
Legislative Assembly
Parliament of Victoria
Parliament House
MELBOURNE VIC 3002

Dear Speaker,

Section 7 (2) (j) of the Victoria University of Technology Act 1990 provides for the Council of the University to include:

3 persons appointed by the Governor in Council who are members of the Parliament of Victoria recommended for appointment by a joint sitting of the members of the Legislative Council and Legislative Assembly conducted in accordance with rules adopted for the purpose by the members present at the sitting.

Section 8 (1) of the Act provides that the term of such appointment shall be for three years.

The Hon Joan Kirner, MP was appointed to the Council of Victoria University of Technology for a three year term from 1 July 1993 to 30 June 1996. Mrs Kirner has submitted her resignation from the Council to the Chancellor of the University, creating a casual vacancy in this position.

I would be grateful if you would arrange as soon as possible for a joint sitting at which a member of the Parliament could be recommended for appointment to the Victoria University of Technology Council under this provision. The appointment would be until 30 June 1996 to fill the casual vacancy created by the resignation of Mrs Kirner.

Yours sincerely,

HADDON STOREY, QC, MLC
Minister for Tertiary Education and Training

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 to be recommended for appointment to the Council of the University of Ballarat and one Member of the Parliament to be recommended for appointment to the Victoria University of Technology Council and proposes that the time and place of such meeting be the Legislative Assembly Chamber on Tuesday, 19 April 1994 at 6.00 p.m. (*Mr Gude*) - put and agreed to.

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

- 4 **ADJOURNMENT MOTION - HIGHWAY SERVICE CENTRES** - Mr Haermeyer proposed the adjournment of the House for the purpose of discussing a definite matter of urgent public importance, namely -

"The failure of the Government to announce a clear and impartial policy for the granting of permits in relation to highway service centres."

Mr Speaker having ascertained that twelve members approved of the proposed discussion -

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

The House divided.

AYES, 24

Mr Baker	Ms Garbutt	Mr Roper	Dr Vaughan
Mr Batchelor	Mr Haermeyer	Mr Sandon	Mrs Wilson
Mr Brumby	Mr Hamilton	Mr Seitz	
Dr Coghill	Ms Kirner	Mr Sheehan	
Mr Cole	Mr Leighton	Mr Thomson	<i>Tellers</i>
Mr Cunningham	Mr Micallief	(<i>Pascoe Vale</i>)	Mr Andrianopoulos
Mr Dollis	Mr Mildenhall	Mr Thwaites	Mr Pandazopoulos

NOES, 56

Mr Ashley	Mr Jenkins	Mr Perton	Mr Stockdale
Mr Bildstien	Mr John	Mr Pescott	Mr Tanner
Mr Brown	Mr Kilgour	Mrs Peulich	Mrs Tehan
Mr Clark	Mr Leigh	Mr Phillips	Mr Thompson
Mr Coleman	Mr Lupton	Mr Plowman	(<i>Sandringham</i>)
Mr Cooper	Mr McArthur	(<i>Benambra</i>)	Mr Traynor
Dr Dean	Mrs McGill	Mr Plowman	Mr Treasure
Mr Elder	Mr McGrath	(<i>Evelyn</i>)	Mr Turner
Mrs Elliott	(<i>Warrnambool</i>)	Mr Reynolds	Mrs Wade
Mr Finn	Mr McGrath	Mr Rowe	Mr Weideman
Mr Gude	(<i>Wimmera</i>)	Mr Ryan	Mr Wells
Mr Hayward	Mr McLellan	(<i>Glen Waverley</i>)	
Mr Heffernan	(<i>Frankston East</i>)	Mr Smith	
Mrs Henderson	Mr McNamara	(<i>Polwarth</i>)	<i>Tellers</i>
Mr Honeywood	Mr Maughan	Mr Spry	Mr Doyle
Mr Hyams	Dr Napthine	Mr Steggall	Mr Paterson
Mr Jasper	Mr Perrin		

And so it passed in the negative.

- 5 **SCHOOLS FOR THE FUTURE** - Motion made and question proposed - That this House congratulates the Government on its initiatives concerning Schools for the Future and expresses its strong support for its concept and its implementation (*Mr Elder*) - and, after debate -

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

- 6 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 7 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Acquainting the Assembly that they have agreed to meet the Assembly for the purpose of sitting and voting together to recommend Members of the Parliament of Victoria for appointment to the University of Ballarat Council and the Victoria University of Technology Council, as proposed by the Assembly.
- 8 **CITY OF GREATER BENDIGO BILL** - Mr Maclellan (*Pakenham*) obtained leave, with Mr Gude, to bring in a Bill "to constitute the City of Greater Bendigo and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 9 **ENVIRONMENT PROTECTION (GENERAL AMENDMENT) BILL** - Mr Coleman obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Environment Protection Act 1970', to consequentially amend the 'Parliamentary Committees Act 1968' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 **CHILDREN AND YOUNG PERSONS (MISCELLANEOUS AMENDMENTS) BILL** - Mr John obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Children and Young Persons Act 1989', the 'Community Services Act 1970' and the 'Children and Young Persons (Amendment) Act 1992' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 **STATE BANK OF SOUTH AUSTRALIA (TRANSFER OF UNDERTAKING) BILL** - Mr Stockdale obtained leave, with Mr Smith (*Polwarth*), to bring in a Bill "*to provide for the transfer of part of the undertaking of the State Bank of South Australia to a company formed to carry on the business of banking under the law of the Commonwealth and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 **FRIENDLY SOCIETIES (BENEFIT FUNDS) BILL** - Mrs Wade obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Friendly Societies Act 1986' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 13 **LEGAL AID COMMISSION (AMENDMENT) BILL** - Mrs Wade obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Legal Aid Commission Act 1978'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 14 **SENTENCING (VICTIM IMPACT STATEMENT) BILL** - Mrs Wade obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Sentencing Act 1991' and the 'Children and Young Persons Act 1989' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 15 **EQUIPMENT (PUBLIC SAFETY) BILL** - Mr Pescott obtained leave, after debate, with Mr Gude, to bring in a Bill "*to provide for public safety in relation to prescribed equipment and equipment sites, to amend the 'Occupational Health and Safety Act 1985' and Schedule 4 to the 'Magistrates' Court Act 1989'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 16 **ACCIDENT COMPENSATION (AMENDMENT) BILL** - Mr Pescott obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Accident Compensation Act 1985', the 'Accident Compensation (WorkCover Insurance) Act 1993', the 'Workers Compensation Act 1958', the 'Transport Accident Act 1986', the 'Corrections Act 1986' 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.
- 17 **TRANSPORT (FURTHER AMENDMENT) BILL** - Mr Brown obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Transport Act 1983', the 'Road Safety Act 1986' and the 'Transport (Amendment) Act 1993' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 18 **NATIONAL CRIME AUTHORITY (STATE PROVISIONS) (AMENDMENT) BILL** - Mr McNamara obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'National Crime Authority (State Provisions) Act 1984'*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

19 WITNESS PROTECTION (AMENDMENT) BILL - Mr McNamara obtained leave, with Mr Gude, to bring in a Bill "to amend the 'Witness Protection Act 1991' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

20 FINANCIAL MANAGEMENT BILL - FINANCIAL MANAGEMENT (CONSEQUENTIAL AMENDMENTS) BILL - Order read for resuming debate on question - That these Bills be now read a second time; debate resumed; Bills read a second time and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to.

Financial Management Bill read a third time.

Ordered - That the Financial Management Bill be transmitted to the Legislative Council and their concurrence desired therein.

Question - That the Financial Management (Consequential Amendments) Bill be read a third time (*Mr Stockdale*) - put.

The House divided.

*AYES, 57

Mr Ashley	Mr John	Mr Perton	Mr Stockdale
Mr Bildstien	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Brown	Mr Leigh	Mrs Peulich	Mrs Tehan
Mr Clark	Mr Lupton	Mr Phillips	Mr Thompson
Mr Coleman	Mr McArthur	Mr Plowman	(<i>Sandringham</i>)
Mr Cooper	Mrs McGill	Mr Plowman	Mr Traynor
Mr Davis	Mr McGrath	(<i>Evelyn</i>)	Mr Treasure
Dr Dean	(<i>Warrnambool</i>)	Mr Reynolds	Mr Turner
Mr Doyle	Mr McGrath	Mr Richardson	Mr Weideman
Mrs Elliott	(<i>Wimmera</i>)	Mr Rowe	Mr Wells
Mr Finn	Mr McLellan	Mr Ryan	
Mr Gude	(<i>Frankston East</i>)	Mr Smith	
Mr Hayward	Mr McNamara	(<i>Glen Waverley</i>)	
Mr Heffernan	Mr Maclellan	Mr Smith	
Mr Honeywood	(<i>Pakenham</i>)	(<i>Polwarth</i>)	Tellers
Mr Hyams	Mr Maughan	Mr Spry	Mr Henderson
Mr Jasper	Dr Napthine	Mr Steggall	Mr Paterson
Mr Jenkins	Mr Perrin		

NOES, 26

Mr Andrianopoulos	Ms Garbutt	Mr Roper	Mrs Wilson
Mr Baker	Mr Haermeyer	Mr Sandon	
Mr Batchelor	Mr Hamilton	Mr Seitz	
Mr Brumby	Ms Kirner	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Sheehan	
Mr Cole	Mr Loney	Mr Thomson	Tellers
Mr Cunningham	Ms Marple	(<i>Pascoe Vale</i>)	Mr Mildenhall
Mr Dollis	Mr Micallef	Mr Thwaites	Mr Pandazopoulos

And so it was resolved in the affirmative - Financial Management (Consequential Amendments) Bill read a third time.

* Division corrected by direction of Mr Speaker. See Votes and Proceedings, Thursday, 31 March 1994, p.569.

Ordered - That the Financial Management (Consequential Amendments) Bill be transmitted to the Legislative Council and their concurrence desired therein.

*Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders.*

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

21 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Employment and Training (Amendment) Bill without amendment.

22 **STATE INSURANCE OFFICE (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time.

Ordered - To be committed later this day.

Motion made and question - That it be an instruction to the Committee that they have power to consider amendments and New Clauses to provide for the inclusion of amendments to the *State Insurance Office (Sale) Act 1991* relating to the resignation from the public service of certain persons employed in an acquired business within the meaning of that Act (*Mr Stockdale*) - put, after debate, and agreed to.

Bill committed; considered in Committee and reported with amendments and with an amended long title, which title is as follows:

"A Bill to amend the 'State Insurance Office Act 1984' and the 'State Insurance Office (Sale) Act 1991' and for other purposes".

Bill, as amended, considered and amendments agreed to; read a third time.

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

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

24 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at 11.08 p.m., adjourned until tomorrow.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 83 - Thursday, 31 March 1994

1 Mr Speaker took the Chair and read the Prayer.

2 **ERROR IN DIVISION LIST** - Mr Speaker informed the House that in the division which took place in the House on Wednesday, 30 March 1994, on the third reading of the Financial Management (Consequential Amendments) Bill, the name of the Honourable Member for Springvale, Mr Micallef, was recorded as voting for the

"Ayes" instead of the Honourable Member for Rodney, Mr Maughan. The Clerk has verified with the tellers for the "Ayes" that Mr Maughan was present. The Honourable Member for Springvale, Mr Micallef, was recorded as voting "No".

Mr Speaker then directed the Clerk to correct the Division List accordingly.

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

Maternity Care - Seeking that legislation be enacted which will provide essential changes to maternity care given in Victorian Public Hospitals, bearing 201 signatures (*by Ms Garbutt*)

Funding for Pre-Schools and Central Payment Scheme - Seeking that the Government - (a) restore adequate funding to pre-schools; and (b) restore the central payment scheme for salaries, bearing 261 signatures (*by Ms Garbutt*)

Funding for Maternal and Child Health Services - Seeking that the House take all necessary steps to ensure that the proposal to limit funding for Maternal and Child Health Services to 10 standard visits does not proceed, bearing 36 signatures (*by Ms Garbutt*)

Closure of Victorian Schools - Seeking that the Minister for Education review his decision to forcibly close over 210 Victorian schools, bearing 276 signatures (*by Ms Garbutt*)

State Deficit Levy - Seeking that the House immediately withdraw the State Deficit Levy, bearing 20 signatures (*by Mr Pandazopoulos*).

Severally ordered to lie on the Table.

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

Education Administration Institute - Report for the year 1992-93, together with an explanation for the delay in tabling.

- 5 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until Tuesday, 19 April 1994 (*Mr Gude*) - put and agreed to.

- 6 **CITY OF GREATER BENDIGO BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Maclellan, Pakenham*).

Mr Maclellan (Pakenham) made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.

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

Ordered - That the debate be adjourned until Thursday, 14 April 1994.

- 7 **ENVIRONMENT PROTECTION (GENERAL AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Coleman*).

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

Ordered - That the debate be adjourned until Thursday, 14 April 1994.

-
- 8 **CHILDREN AND YOUNG PERSONS (MISCELLANEOUS AMENDMENTS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr John*).
- Mr John made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*
- Motion made and question - That the debate be now adjourned (*Ms Garbutt*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 14 April 1994.
- 9 **STATE BANK OF SOUTH AUSTRALIA (TRANSFER OF UNDERTAKING) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Stockdale*).
- Motion made and question - That the debate be now adjourned (*Mr Baker*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 14 April 1994.
- 10 **FRIENDLY SOCIETIES (BENEFIT FUNDS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Wade*).
- Motion made and question - That the debate be now adjourned (*Mr Cole*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 14 April 1994.
- 11 **LEGAL AID COMMISSION (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Wade*).
- Motion made and question - That the debate be now adjourned (*Mr Cole*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 14 April 1994.
- 12 **SENTENCING (VICTIM IMPACT STATEMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Wade*).
- Motion made and question - That the debate be now adjourned (*Mr Cole*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 14 April 1994.
- 13 **EQUIPMENT (PUBLIC SAFETY) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Pescott*).
- Motion made and question - That the debate be now adjourned (*Mr Micallef*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 14 April 1994.
- 14 **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.
- 15 **TRANSPORT (FURTHER AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Brown*).
- Mr Brown made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*

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

Ordered - That the debate be adjourned until Thursday, 14 April 1994.

- 16 **NATIONAL CRIME AUTHORITY (STATE PROVISIONS) (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr McNamara*).

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

Ordered - That the debate be adjourned until Tuesday, 19 April 1994.

- 17 **WITNESS PROTECTION (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr McNamara*).

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

Ordered - That the debate be adjourned until Tuesday, 19 April 1994.

- 18 **FOOD (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.

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

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

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

- 20 **DRUGS, POISONS AND CONTROLLED SUBSTANCES (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.

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

- 21 **ACCIDENT COMPENSATION (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Pescott*).

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

Ordered, after debate - That the debate be adjourned until Thursday, 14 April 1994.

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

- 23 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
And the House, at 5.17 p.m., adjourned until Tuesday, 19 April 1994.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS No. 84, 85, 86 and 87
--

No. 84 - Tuesday, 19 April 1994

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair and read the Prayer.
- 2 **RESIGNATION OF SEAT** - Mr Speaker announced that on 31 March 1994, he had received the following letter:

31 March 1994

The Hon John Delzoppo
 The Speaker
 Legislative Assembly
 Parliament House

Dear Mr Speaker,

As you are aware I am now well in to my 21st year in the Parliament, and I believe that it is time for a change in terms of the Parliament, my Seat of Coburg and for personal reasons. I have, therefore, decided to resign my Seat of Coburg, as I told the House earlier today.

During my 21 years I have had great co-operation from all the staff of the Legislative Assembly and also from Legislative Council staff and I would appreciate you conveying my thanks to the the staff of the Parliament.

I look forward to reading about what occurs in the Parliament but not having to be here late into the evening.

Yours sincerely,

Tom Roper, MP
 Member for Coburg

- 3 **ISSUE OF WRIT** - Mr Speaker announced that he had, on 11 April 1994, issued a Writ for a By-election for the Electoral District of Coburg to be held on 14 May 1994.
- 4 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 5 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
 - Battery Hens** - Seeking that the system of confining hens in battery cages for egg production be made illegal, bearing 44,026 signatures (*by Ms Marple*)

Pollutants in Waterways - Seeking that pollutants be eliminated from the Mordialloc Creek, Kananook Creek and Patterson River, bearing 333 signatures (by Mr Leigh).

Severally ordered to lie on the Table.

6 SCRUTINY OF ACTS AND REGULATIONS COMMITTEE - Mr Perton, Chairman, brought up a Report from the Scrutiny of Acts and Regulations Committee being the Alert Digest No. 4 of 1994 on the -

Alcoholics and Drug-dependent Persons (Amendment) Bill
 Medical Practice Bill
 Witness Protection (Amendment) Bill
 Friendly Societies (Benefit Funds) Bill
 State Bank of South Australia (Transfer of Undertaking) Bill
 Environment Protection (General Amendment) Bill
 City of Greater Bendigo Bill
 Legal Aid Commission (Amendment) Bill
 Children and Young Persons (Miscellaneous Amendments) Bill
 Sentencing (Victim Impact Statement) Bill
 Equipment (Public Safety) Bill
 National Crime Authority (State Provisions) (Amendment) Bill
 Transport (Further Amendment) Bill
 Mineral Resources Development (Further Amendment) Bill

together with an Appendix.

Ordered to lie on the Table and to be printed.

7 PAPERS -

Mr Speaker presented:

Accident Compensation Act 1985 -

Victorian WorkCover Authority - Actuarial Report on WorkCover at 31 December 1993.

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:

Chiropodists Registration Board - Report for the year 1993 (two papers)

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

All Planning Schemes - No. SR2
 Bacchus Marsh Planning Scheme - No. L35 Part 1
 Berwick Planning Scheme - No. L68
 Box Hill Planning Scheme - Nos. L22, L26
 Broadmeadows Planning Scheme - Nos. L48, L55
 Buln Buln Planning Scheme - No. L27
 Camberwell Planning Scheme - No. L37
 Chelsea Planning Scheme - No. L9
 Cobram Planning Scheme - Nos. L16, L17
 Croydon Planning Scheme - No. L62
 Dandenong Planning Scheme - No. L27
 Deakin Planning Scheme - No. L26
 Diamond Valley Planning Scheme - Nos. L36, L51, L52, L53
 Eaglehawk Planning Scheme - No. L16

Eltham Planning Scheme - No. L31 Part 2
 Fitzroy Planning Scheme - No. L33
 Frankston Planning Scheme - No. L56
 Greater Geelong Planning Scheme - Nos. R45, R69
 Hastings Planning Scheme - No. L108
 Hawthorn Planning Scheme - No. L23
 Keilor Planning Scheme - Nos. L67, L68
 Knox Planning Scheme - Nos. L67, L68, L72
 Kyabram Planning Scheme - No. L14
 Malvern Planning Scheme - Nos. L23, L24
 Melbourne Planning Scheme - Nos. L109, L149
 Moe Planning Scheme - No. L29
 Moorabbin Planning Scheme - No. L31
 Nunawading Planning Scheme - Nos. L68, L72, L75
 Oakleigh Planning Scheme - No. L35
 Prahran Planning Scheme - No. L44
 Romsey Planning Scheme - No. L30
 South Melbourne Planning Scheme - Nos. L75, L76
 Springvale Planning Scheme - No. L72
 St Kilda Planning Scheme - No. L22
 Sunshine Planning Scheme - No. L71
 Traralgon (Shire) Planning Scheme - No. L44
 Waverley Planning Scheme - Nos. L49, L50
 Werribee Planning Scheme - Nos. L56, L68, L70
 Whittlesea Planning Scheme - No. L93
 Wodonga Planning Scheme - Nos. L55, L58, L62
 Yarrowonga Planning Scheme - Nos. L20, L21 Part 1

Statutory Rules under the following Acts:

Agricultural Chemicals Act 1958 - S.R. No. 46
 Animal Preparations Act 1987 - S.R. No. 45
 Boilers and Pressure Vessels Act 1970 - S.R. Nos. 34, 35
 Dangerous Goods Act 1985 - S.R. Nos. 36, 37, 38
 Intellectually Disabled Persons' Services Act 1986 - S.R. No. 32
 Lifts and Cranes Act 1967 - S.R. Nos. 39, 40
 Liquor Control Act 1987 - S.R. No. 49
 Local Government Act 1989 - S.R. Nos. 47, 48
 Meat Industry Act 1993 - S.R. No. 44
 Mineral Resources Development Act 1990 - S.R. No. 33
 Scaffolding Act 1971 - S.R. Nos. 41, 42, 43.

The following proclamations fixing operative dates were laid upon the Table by the Clerk pursuant to an Order of the House dated 27 October 1992:

Agricultural and Veterinary Chemicals Act 1992 - Section 19(6) on 10 March 1994
 (*Gazette No. S13, 25 March 1994*).
 Building Act 1993 - Clause 11(2) and (3) of Schedule 4 on 14 April 1994 (*Gazette
 No. G15, 14 April 1994*).
 Chattel Securities (Amendment) Act 1993 - Remaining provisions on 11 April
 1994 (*Gazette No. G11, 17 March 1994*).
 Land (Miscellaneous Matters) Act 1993 - Section 5 on 31 March 1994 (*Gazette
 No. G13, 31 March 1994*).
 Local Government (General Amendment) Act 1993 - Section 7 on 31 March 1994
 (*Gazette No. G13, 31 March 1994*).

- 8 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR - ASSENT TO BILL** - Informing the Assembly that he had, on 12 April 1994, given the Royal Assent to the Employment and Training (Amendment) Bill, presented to him by the Clerk of the Parliaments.
- 9 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:
- Accident Compensation (Amendment) Bill
 - Environment Protection (General Amendment) Bill
 - Equipment (Public Safety) Bill
 - State Bank of South Australia (Transfer of Undertaking) Bill
 - Transport (Further Amendment) Bill.
- 10 **GOVERNMENT BUSINESS PROGRAM** - Motion made and question - That, pursuant to Sessional Order No. 6.(3), the Orders of the Day, Government Business, relating to the following Bills be considered and completed by 4.30 p.m. on Friday, 22 April 1994:
- Wheat Marketing (Amendment) Bill
 - Medical Practice Bill
 - Children and Young Persons (Miscellaneous Amendments) Bill
 - State Bank of South Australia (Transfer of Undertaking) Bill
 - Friendly Societies (Benefit Funds) Bill
 - Legal Aid Commission (Amendment) Bill
 - Sentencing (Victim Impact Statement) Bill
 - Equipment (Public Safety) Bill
 - Environment Protection (General Amendment) Bill
- (*Mr Gude*) - put, after debate, and agreed to.
- 11 **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.
- 12 **WHEAT MARKETING (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 13 **VACANCIES IN MEMBERSHIP OF THE COUNCILS OF THE UNIVERSITY OF BALLARAT AND THE VICTORIA UNIVERSITY OF TECHNOLOGY** - Mr Speaker reported that, that day, this House met with the Legislative Council in the Assembly Chamber to recommend Members for appointment to the University of Ballarat Council and the Victoria University of Technology Council, and that -
- The Honourable Richard Strachan de Fegely, M.L.C.,
 - The Honourable William Desmond McGrath, M.P., and
 - Mr Bruce Allan Mildenhall, M.P.

were chosen to be recommended for appointment to the University of Ballarat Council, and

The Honourable Licia Kokocinski, M.L.C.

was chosen to be recommended for appointment to the Victoria University of Technology Council.

- 14 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:

Albury-Wodonga Agreement (Amendment) Bill
Audit Bill.

- 15 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos 4 to 8 inclusive, be postponed until later this day.

- 16 **LEGAL AID COMMISSION (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.

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

*Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders -*

- 17 **ADJOURNMENT** - Mr Speaker, having announced that the time for adjournment of the House had arrived, left the Chair, after debate, at 10.55 p.m.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 85 - Wednesday, 20 April 1994

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

- 2 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:

CSR Softwoods, Dartmoor - Seeking that the circumstances and effects of the closure of CSR Softwoods in Dartmoor are investigated and that public services are maintained if closure occurs, bearing 177 signatures (*by Dr Naphthine*).

Ordered to lie on the Table.

- 3 **SCRUTINY OF ACTS AND REGULATIONS COMMITTEE** - Mr Perton, Chairman, brought up the First Annual Report from the Scrutiny of Acts and Regulations Committee, together with Appendices, Extracts from the Proceedings of the Committee and a Minority Report.

Ordered to lie on the Table and to be printed.

- 4 MESSAGE FROM THE LEGISLATIVE COUNCIL - Agreeing to the Administration and Probate (Amendment) Bill with an amendment.

Ordered - That the said amendment be printed and taken into consideration tomorrow.

- 5 MESSAGE FROM THE LEGISLATIVE COUNCIL - Agreeing to the Borrowing and Investment Powers (Further Amendment) Bill without amendment.

- 6 ADJOURNMENT MOTION - LOCAL GOVERNMENT RESTRUCTURING - Mr Brumby proposed the adjournment of the House for the purpose of discussing a definite matter of urgent public importance, namely -

"The Government's undemocratic and heavy handed approach to local government restructuring, as evidenced by the Local Government Board's Inner Melbourne Review recommendations on Friday, 8 April 1994 and the resultant subsequent large public protest meetings in Camberwell and St Kilda."

Mr Speaker having ascertained that twelve members approved of the proposed discussion -

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

The House divided.

AYES, 24

Mr Andrianopoulos	Ms Garbutt	Mr Micallef	Dr Vaughan
Mr Baker	Mr Haermeyer	Mr Sandon	Mrs Wilson
Mr Batchelor	Mr Hamilton	Mr Seitz	
Dr Coghill	Ms Kirner	Mr Sercombe	
Mr Cole	Mr Leighton	Mr Thomson	<i>Tellers</i>
Mr Cunningham	Mr Loney	(<i>Pascoe Vale</i>)	Mr Mildenhall
Mr Dollis	Ms Marple	Mr Thwaites	Mr Pandazopoulos

NOES, 52

Mr Ashley	Mr Jenkins	Mr Perton	Mr Tanner
Mr Bildstien	Mr John	Mr Pescott	Mrs Tehan
Mr Brown	Mr Leigh	Mrs Peulich	Mr Thompson
Mr Clark	Mr Lupton	Mr Phillips	(<i>Sandringham</i>)
Mr Coleman	Mrs McGill	Mr Plowman	Mr Traynor
Mr Cooper	Mr McGrath	(<i>Benambra</i>)	Mr Treasure
Mr Davis	(<i>Warrnambool</i>)	Mr Plowman	Mr Turner
Mr Doyle	Mr McLellan	(<i>Evelyn</i>)	Mrs Wade
Mr Elder	(<i>Frankston East</i>)	Mr Ryan	Mr Weideman
Mrs Elliott	Mr McNamara	Mr Smith	Mr Wells
Mr Finn	Mr Maclellan	(<i>Glen Waverley</i>)	
Mr Gude	(<i>Pakenham</i>)	Mr Smith	
Mr Hayward	Mr Maughan	(<i>Polwarth</i>)	
Mrs Henderson	Dr Naphthine	Mr Spry	<i>Tellers</i>
Mr Hyams	Mr Paterson	Mr Steggall	Mr McArthur
Mr Jasper	Mr Perrin	Mr Stockdale	Mr Rowe

And so it passed in the negative.

- 7 **GIFTED CHILDREN - DEVELOPMENT PROGRAMMES** - Motion made and question proposed - That this House request the Government to end discrimination against gifted children and to develop programmes to enable them to use their talents to the full. (Mr Elder) - and, after debate.
- General Business having been interrupted at 2.00 p.m.
pursuant to Sessional Orders.*
- 8 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 9 **FINANCIAL AGREEMENT BILL** - Mr Stockdale obtained leave, with Mr Smith (Polwarth), to bring in a Bill "to approve an agreement between the Commonwealth, States and Territories and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 **CONTROL OF WEAPONS (AMENDMENT) BILL** - Mr McNamara obtained leave, with Mr Gude, to bring in a Bill "to amend the 'Control of Weapons Act 1990' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 **TOBACCO LEAF INDUSTRY (DEREGULATION) BILL** - Mr McNamara obtained leave, with Mr Gude, to bring in a Bill "to deregulate the tobacco industry, to repeal the 'Tobacco Leaf Industry Stabilisation Act 1966' and the 'Marketing of Primary Products Act 1958', to transfer the property, rights and liabilities of the Tobacco Leaf Marketing Board to the Victorian Tobacco Co-operative Limited, to make various other provisions with respect to the tobacco growing industry, and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 **VICTORIAN INSTITUTE OF MARINE SCIENCES (AMENDMENT) BILL** - Mr Coleman obtained leave, with Mr Gude, to bring in a Bill "to amend the 'Victorian Institute of Marine Sciences Act 1974' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 13 **PUBLIC PROSECUTIONS BILL** - Mrs Wade obtained leave, with Mr John, to bring in a Bill "to provide for the appointment of a Director of Public Prosecutions, a Chief Crown Prosecutor, Crown Prosecutors and a Solicitor for Public Prosecutions, to require that certain decisions be made by the Director of Public Prosecutions only after obtaining the advice of a Committee, to make fresh provision with respect to the manner of dealing with certain contempts of court, to establish an Office of Public Prosecutions and a Committee for Public Prosecutions, to repeal the 'Director of Public Prosecutions Act 1982', to amend the 'Constitution Act 1975', the 'County Court Act 1958' and the 'Crimes (Criminal Trials) Act 1993' and make consequential amendments to certain other Acts and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 14 **SUBDIVISION (FURTHER AMENDMENT) BILL** - Mr Maclellan (Pakenham) obtained leave, with Mr John, to bring in a Bill "to further amend the 'Subdivision Act 1988' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 15 **CHILDREN AND YOUNG PERSONS (MISCELLANEOUS AMENDMENTS) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and, by leave, read a

third time forthwith with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

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

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

Small Business Development Corporation (Amendment) Bill
 Petroleum (Amendment) Bill
 Economic Development (Repeal) Bill
 Mineral Resources Development (Further Amendment) Bill.

- 17 **FRIENDLY SOCIETIES (BENEFIT FUNDS) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.

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

- 18 **FRIENDLY SOCIETIES (BENEFIT FUNDS) BILL - CLERK'S CORRECTIONS** - Mr Acting Speaker announced that he had received a report from the Clerk that he had made the following corrections in this Bill:

In Clause 4, line 16, he omitted "inwards" and inserted "inward"
 In Clause 6, line 22, he omitted "inwards" and inserted "inward".

- 19 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Land (Further Miscellaneous Matters) Bill without amendment.

- 20 **SENTENCING (VICTIM IMPACT STATEMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

*Business having been interrupted at 10.00 p.m.
 pursuant to Sessional Orders -*

- 21 **ADJOURNMENT** - Mr Speaker, having announced that the time for adjournment of the House had arrived, left the Chair, after debate, at 10.55 p.m.

J.G. LITTLE
 Clerk of the Legislative Assembly

JOHN E. DELZOPPO
 Speaker

No. 86 - Thursday, 21 April 1994

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

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

Statutory Rules under the following Acts:

Drugs, Poisons and Controlled Substances Act 1981 - S.R. No. 51

Financial Institutions Duty Act 1982 - S.R. No. 53

Intellectually Disabled Persons' Services Act 1986 - S.R. No. 50

Latrobe Regional Commission Act 1983 - S.R. No. 52.

- 3 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until tomorrow at 10.00 a.m. (*Mr Maclellan, Pakenham*) - put and agreed to.
- 4 **LAND CONSERVATION (AMENDMENT) BILL** - Mr Maclellan (*Pakenham*) obtained leave, with Mr McGrath (*Wimmera*), to bring in a Bill "to amend the 'Land Conservation Act 1970'"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 5 **SENTENCING (VICTIM IMPACT STATEMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.
*Business having been interrupted at 2.00 p.m.
pursuant to Sessional Orders.*
- 6 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 7 **SENTENCING (VICTIM IMPACT STATEMENT) BILL** - Debate resumed on question - That this Bill be now read a second time. Bill read a second time and committed; considered in Committee and reported with an amendment; as amended, considered, and amendment agreed to; read a third time.
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 8 **POSTPONEMENT OF ORDERS OF THE DAY** - Ordered - That the consideration of Orders of the Day, Government Business, Nos 2 to 5 inclusive, be postponed until later this day.
- 9 **FINANCIAL AGREEMENT BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Gude*).
Motion made and question - That the debate be now adjourned (*Mr Thomson, Pascoe Vale*) - put and agreed to.
Ordered - That the debate be adjourned until Thursday, 5 May 1994.
- 10 **CONTROL OF WEAPONS (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Wade*).
Motion made and question - That the debate be now adjourned (*Mr Thomson, Pascoe Vale*) - put and agreed to.
Ordered - That the debate be adjourned until Thursday, 5 May 1994.
- 11 **TOBACCO LEAF INDUSTRY (DEREGULATION) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr McGrath, Wimmera*).
Motion made and question - That the debate be now adjourned (*Ms Marple*) - put and agreed to.
Ordered - That the debate be adjourned until Thursday, 5 May 1994.

- 12 **VICTORIAN INSTITUTE OF MARINE SCIENCES (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Coleman*).
 Motion made and question - That the debate be now adjourned (*Mr Thomson, Pascoe Vale*) - put and agreed to.
 Ordered - That the debate be adjourned until Thursday, 5 May 1994.
- 13 **PUBLIC PROSECUTIONS BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Wade*).
Mrs Wade made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.
 Motion made and question - That the debate be now adjourned (*Mr Thomson, Pascoe Vale*) - put and agreed to.
 Ordered - That the debate be adjourned until Thursday, 5 May 1994.
- 14 **ENVIRONMENT PROTECTION (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.
 Committee reported progress.
Business having been interrupted at 10.00 p.m. pursuant to Sessional Orders -
 Motion made and question - That the sitting be continued (*Mr Gude*) - put and agreed to.
 Bill further considered in Committee and reported with amendments; as amended, considered and amendments agreed to; read a third time.
 Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 15 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Gude*) - put and agreed to.
- 16 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
 And the House, at 10.39 p.m., adjourned until tomorrow.

J.G. LITTLE
 Clerk of the Legislative Assembly

JOHN E. DELZOPPO
 Speaker

No. 87 - Friday, 22 April 1994

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair and read the Prayer.
- 2 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:
Disability Services - Seeking that the House takes all necessary steps to amend the proposed policies on disability services to ensure - (a) services are created out of need and not governed by cost; (b) a user pays system is not adopted; and

(c) Share Family Care and In Home Support remains purely an optional alternative, bearing 290 signatures (*by Ms Garbutt*).

Ordered to lie on the Table.

- 3 **STANDING ORDERS COMMITTEE** - Mr Richardson brought up a Report from the Standing Orders Committee upon the Opportunity for Private Members' and Opposition Business.

Ordered to lie on the Table and to be printed.

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

Statutory Rule under the Tobacco Act 1987 - S.R. No. 54.

- 5 **EQUIPMENT (PUBLIC SAFETY) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.

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

- 6 **MEDICAL PRACTICE BILL** - Order read for resuming debate on question - That this Bill be now read a second time.

Pursuant to Sessional Orders, Mrs Tehan announced that she proposed to move amendments in Committee and requested that they be circulated. Amendments circulated.

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

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

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

- 7 **QUESTION TIME - SUSPENSION OF SESSIONAL ORDER** - Motion made, by leave, and question - That Sessional Order 3 be suspended so far as to allow that the time for asking oral questions without notice be 2.30 p.m. this day. (*Mr Gude*) - put and agreed to.

- 8 **MEDICAL PRACTICE BILL** - Order read for resuming debate on the question - That this Bill be now read a second time; debate resumed.

*Business having been interrupted at 2.30 p.m.
pursuant to foregoing Order of the House -*

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

[Mr Speaker having left the Chair at 2.48 p.m. and resumed it at 3.02 p.m.]

- 10 **MEDICAL PRACTICE BILL** - Debate resumed on question - That this Bill be now read a second time; Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; Bill read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

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

- 11 **STATE BANK OF SOUTH AUSTRALIA (TRANSFER OF UNDERTAKING) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.

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

- 12 **SUBDIVISION (FURTHER AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Maclellan, Pakenham*).

Motion made and question - That the debate be now adjourned (*Mr Thomson, Pascoe Vale*) - put and agreed to.

Ordered - That the debate be adjourned until Friday, 29 April 1994.

- 13 **LAND CONSERVATION (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Maclellan, Pakenham*).

Motion made and question - That the debate be now adjourned (*Mr Thomson, Pascoe Vale*) - put and agreed to.

Ordered - That the debate be adjourned until Friday, 29 April 1994.

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

- 15 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at 4.34 p.m., adjourned until Tuesday, 26 April 1994.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

No. 88, 89 and 90

No. 88 - Tuesday, 26 April 1994

- 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:
 - Totalisator Agency Board** - Seeking that the House will reject the sell-off of the Totalisator Agency Board, bearing 21 signatures (*by Mr Sercombe*)
 - Loyola Seminary** - Seeking that the House takes all necessary steps to ensure the Minister for Planning amends the planning policy to protect Loyola Seminary from demolition, bearing 1,353 signatures (*by Mr Dollis*).

Severally ordered to lie on the Table.
- 4 **SCRUTINY OF ACTS AND REGULATIONS COMMITTEE** - Mr Perton, Chairman, brought up a Report from the Scrutiny of Acts and Regulations Committee being the Alert Digest No. 5 of 1994, on the -
 - Accident Compensation (Amendment) Bill
 - Tobacco Leaf Industry (Deregulation) Bill
 - Petroleum (Amendment) Bill
 - Environment Protection (General Amendment) Bill
 - Sentencing (Victim Impact Statement) Bill
 - Financial Management (Consequential Amendments) Bill

together with an Appendix.

Ordered to lie on the Table and to be printed.
- 5 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
 - National Parks Act 1975 - Notice of Consent of the Minister for Conservation and Environment to exploration and mining by Mr C R Douglas in Chiltern Park under Section 40(5)
 - Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:
 - Bairnsdale (Shire) Planning Scheme - No. L40
 - Brunswick Planning Scheme - No. L5
 - Bungaree Planning Scheme - No. L24
 - Coburg Planning Scheme - No. L37
 - Cranbourne Planning Scheme - No. L93
 - Echuca Planning Scheme - No. L26
 - Flinders Planning Scheme - No. L115
 - Healesville Planning Scheme - No. L41

Melbourne Planning Scheme - No. L153
 Mildura City Planning Scheme - Nos. L41, L45
 Moorabbin Planning Scheme - No. L30
 Mornington Planning Scheme - No. L45
 Nathalia Planning Scheme - No. L4
 Romsey Planning Scheme - No. L31
 Sunshine Planning Scheme - Nos. L34, L67
 Warrnambool City Planning Scheme - Nos. L35, L36, L51, L54.

- 6 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Appropriation (Interim 1994-95) Bill.
- 7 **APPROPRIATION (INTERIM 1994-95) BILL** - Mr Stockdale, pursuant to Standing Order No. 169(a), obtained leave, with Mr Kennett, to bring in a Bill "*to make interim appropriation of moneys out of the Consolidated Fund for recurrent services and for certain works and purposes for the period July to October 1994*"; 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 Stockdale*).
- Motion made and question - That the debate be now adjourned (*Mr Baker*) - put and agreed to.
- Ordered - That the debate be adjourned until Tuesday, 3 May 1994.
- 8 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Appropriation (Parliament) (Interim 1994-95) Bill.
- 9 **APPROPRIATION (PARLIAMENT) (INTERIM 1994-95) BILL** - Mr Stockdale, pursuant to Standing Order No. 169(a), obtained leave, with Mr Kennett, to bring in a Bill "*to make interim appropriation of moneys out of the Consolidated Fund for recurrent services and for certain works and purposes for the Parliament for the period July to October 1994*"; 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 Stockdale*).
- Motion made and question - That the debate be now adjourned (*Mr Thomson, Pascoe Vale*) - put and agreed to.
- Ordered - That the debate be adjourned until Tuesday, 3 May 1994.
- 10 **GOVERNMENT BUSINESS PROGRAM** - Motion made and question - That, pursuant to Sessional Order No. 6.(3), the Orders of the Day, Government Business, relating to the following Bills be considered and completed by 4.30 p.m. on Thursday, 28 April 1994:
- Accident Compensation (Amendment) Bill
 - Transport (Further Amendment) Bill
 - National Crime Authority (State Provisions) (Amendment) Bill
 - Witness Protection (Amendment) Bill
 - Alcoholics and Drug-dependent Persons (Amendment) Bill
 - Administration and Probate (Amendment) Bill
- (*Mr Gude*) - put, after debate, and agreed to.

- 11 **ACCIDENT COMPENSATION (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 10.00 p.m.
pursuant to Sessional Orders -*
- 12 **ADJOURNMENT** - Mr Speaker, having announced that the time for adjournment of the House had arrived, left the Chair, after debate, at 10.47 p.m.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 89 - Wednesday, 27 April 1994

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:
 - Agent-General's Bill
 - Financial Management Bill
 - Wheat Marketing (Amendment) Bill
 - Food (Amendment) Bill
 - Drugs, Poisons and Controlled Substances (Amendment) Bill.
- 3 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Financial Management (Consequential Amendments) Bill with amendments.
Ordered - That the said amendments be printed and taken into consideration tomorrow.
- 4 **STATE'S RESOURCES FOR WOMEN AND GIRLS** - Motion made and question proposed - That this House commends the Government for its commitment to ensuring that Victorian women and girls receive a fair allocation of the State's resources. (*Mr Maughan*) - and, after debate.
*General Business having been interrupted at 2.00 p.m.
pursuant to Sessional Orders.*
- 5 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 6 **GAMING AND BETTING BILL** - Mr Stockdale obtained leave, with Mr Smith (*Polwarth*), to bring in a Bill "to make provision for the undertaking of certain wagering, betting and gaming businesses under licence, to amend the 'Racing Act 1958', the 'Gaming Machine Control Act 1991', the 'Club Keno Act 1993', the 'Casino Control Act 1991' 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 **TREASURY CORPORATION OF VICTORIA (AMENDMENT) BILL** - Mr Stockdale obtained leave, with Mr Smith (*Polwarth*), to bring in a Bill "to amend the 'Treasury Corporation of Victoria Act 1992' and the 'Victorian Debt Retirement Fund Act 1990'

and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 8 **STAMPS (SECURITIES CLEARING HOUSE) BILL** - Mr Stockdale obtained leave, with Mr Smith (*Polwarth*), 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 **ARTS INSTITUTIONS (AMENDMENT) BILL** - Mr McNamara obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'National Gallery of Victoria Act 1966', the 'Victorian Arts Centre Act 1979', the 'Geelong Performing Arts Centre Trust Act 1980', the 'Film Victoria Act 1981', the 'Museums Act 1983', the 'State Film Centre of Victoria Council Act 1983', the 'Libraries Act 1988', the 'Ministry for the Arts Act 1972' and the 'Public Records Act 1973' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 **MAGISTRATES' COURT (AMENDMENT) BILL** - Mrs Wade obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Magistrates' Court Act 1989' and certain other Acts and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 **CASINO CONTROL (MISCELLANEOUS AMENDMENTS) BILL** - Mrs Wade obtained leave, with Mr Gude, to bring in a Bill "*to amend the 'Casino Control Act 1991' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 **TERTIARY EDUCATION (AMENDMENT) BILL** - Motion made and question - That Mr Hayward have leave, with Mr Gude, to bring in a Bill "*to amend the 'Tertiary Education Act 1993' and for other purposes*" - after debate, put.

The House divided.

AYES, 57

Mr Ashley	Mr Jenkins	Mr Pescott	Mr Tanner
Mr Brown	Mr John	Mrs Peulich	Mrs Tehan
Mr Clark	Mr Kilgour	Mr Phillips	Mr Thompson
Mr Coleman	Mr Leigh	Mr Plowman	(Sandringham)
Mr Cooper	Mr McArthur	(Benambra)	Mr Traynor
Mr Davis	Mrs McGill	Mr Plowman	Mr Turner
Dr Dean	Mr McGrath	(Evelyn)	Mrs Wade
Mr Doyle	(Warrnambool)	Mr Reynolds	Mr Weideman
Mr Elder	Mr McLellan	Mr Richardson	Mr Wells
Mrs Elliott	(Frankston East)	Mr Rowe	
Mr Finn	Mr McNamara	Mr Ryan	
Mr Gude	Mr Maclellan	Mr Smith	
Mr Hayward	(Pakenham)	(Glen Waverley)	
Mr Heffernan	Mr Maughan	Mr Smith	
Mrs Henderson	Dr Napthine	(Polwarth)	
Mr Honeywood	Mr Paterson	Mr Spry	Tellers
Mr Hyams	Mr Perrin	Mr Steggall	Mr Lupton
Mr Jasper	Mr Perton	Mr Stockdale	Mr Treasure

NOES, 24

Mr Andrianopoulos	Mr Dollis	Ms Marple	Dr Vaughan
Mr Baker	Ms Garbutt	Mr Micallef	Mrs Wilson
Mr Batchelor	Mr Haermeyer	Mr Sandon	
Mr Brumby	Mr Hamilton	Mr Sheehan	
Dr Coghill	Ms Kirner	Mr Thomson	Tellers
Mr Cole	Mr Leighton	(Pascoe Vale)	Mr Mildenhall
Mr Cunningham	Mr Loney	Mr Thwaites	Mr Pandazopoulos

And so it was resolved in the affirmative.

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

- 13 **VOCATIONAL EDUCATION AND TRAINING (AMENDMENT) BILL** - Mr Hayward obtained leave, with Mr Gude, to bring in a Bill "to amend the 'Vocational Education and Training Act 1990', the 'Adult, Community and Further Education Act 1991' and the 'Employee Relations Act 1992' and to make consequential amendments to other Acts and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 14 **ACCIDENT COMPENSATION (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, 53

Mr Ashley	Mr Hyams	Mr Perrin	Mr Stockdale
Mr Brown	Mr Jasper	Mr Perton	Mr Tanner
Mr Clark	Mr Jenkins	Mr Pescott	Mrs Tehan
Mr Coleman	Mr John	Mrs Peulich	Mr Thompson
Mr Cooper	Mr Kilgour	Mr Phillips	(<i>Sandringham</i>)
Mr Davis	Mr Leigh	Mr Plowman	Mr Traynor
Dr Dean	Mr Lupton	(<i>Benambra</i>)	Mr Treasure
Mr Doyle	Mr McArthur	Mr Plowman	Mr Turner
Mr Elder	Mrs McGill	(<i>Evelyn</i>)	Mrs Wade
Mrs Elliott	Mr McGrath	Mr Reynolds	Mr Wells
Mr Finn	(<i>Wimmera</i>)	Mr Ryan	
Mr Gude	Mr McNamara	Mr Smith	
Mr Hayward	Mr Maclellan	(<i>Glen Waverley</i>)	<i>Tellers</i>
Mr Heffernan	(<i>Pakenham</i>)	Mr Smith	Mr Paterson
Mrs Henderson	Mr Maughan	(<i>Polwarth</i>)	Mr Rowe
Mr Honeywood	Dr Napthine	Mr Spry	

NOES, 23

Mr Baker	Mr Hamilton	Mr Pandazopoulos	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Sandon	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Dollis	Ms Marple	Mr Thomson	<i>Tellers</i>
Ms Garbutt	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Andrianopoulos
Mr Haermeyer	Mr Mildenhall	Mr Thwaites	Dr Vaughan

And so it was resolved in the affirmative.

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

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

- 15 **TRANSPORT (FURTHER AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee and reported without amendment; read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

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

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

Children and Young Persons (Miscellaneous Amendments) Bill
 State Insurance Office (Amendment) Bill
 Legal Aid Commission (Amendment) Bill.

- 17 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Road Safety (Amendment) Bill with amendments.
Ordered - That the said amendments be printed and taken into consideration tomorrow.
- 18 **POSTPONEMENT OF ORDER OF THE DAY** - Ordered - That the consideration of Order of the Day, Government Business, No. 3, be postponed until tomorrow.
- 19 **WITNESS PROTECTION (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 10.00 p.m. pursuant to Sessional Orders.
Motion made and question - That the sitting be continued (*Mr Gude*) - put and agreed to.
Debate resumed on question - That this Bill be now read a second time; Bill read a second time and, by leave, read a third time forthwith.
Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 20 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Gude*) - put and agreed to.
- 21 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
And the House, at 10.54 p.m., adjourned until tomorrow.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 90 - Thursday, 28 April 1994

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
- Kerford Clinic, Mayday Hills, Beechworth** - Seeking that Kerford Clinic at Mayday Hills, Beechworth remains open for those clients with acute mental illness, bearing 401 signatures (*by Mr Plowman, Benambra*)
- Human Rights Protection** - Seeking that the House moves to protect the Human Rights of its lesbian and gay constituents and citizens, as recommended by the Scrutiny of Acts and Regulations Committee, by amending the Equal Opportunity Act 1984 to prohibit discrimination on the grounds of a person's sexuality, bearing 10 signatures (*by Mr Micallef*).

Severally ordered to lie on the Table.

- 3 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
- Council of Adult Education - Report for the year 1993
 - Exhibition Trustees - Report for the year 1993.
- 4 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Transmitting a Bill for "*An Act to amend the 'Local Government Act 1989'*".
- 5 **LOCAL GOVERNMENT (COMPETITIVE TENDERING) BILL** - On the motion of Mr Maclellan (*Pakenham*), the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and read a second time tomorrow.
- 6 **MESSAGE FROM DEPUTY GOVERNOR - ASSENT TO BILLS** - Informing the Assembly that he had, on 27 April 1994, given the Royal Assent to the following Bills, presented to him by the Clerk of the Parliaments:
- Audit Bill
 - Albury-Wodonga Agreement (Amendment) Bill
 - Borrowing and Investment Powers (Further Amendment) Bill
 - Economic Development (Repeal) Bill
 - Land (Further Miscellaneous Matters) Bill
 - Mineral Resources Development (Further Amendment) Bill
 - Petroleum (Amendment) Bill
 - Small Business Development Corporation (Amendment) Bill.
- 7 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor recommending appropriations for the purposes of the following Bills:
- Financial Agreement Bill
 - Public Prosecutions Bill
 - Victorian Institute of Marine Sciences (Amendment) Bill.
- 8 **POSTPONEMENT OF ORDER OF THE DAY** - Ordered - That the consideration of Order of the Day, Government Business, No. 1, be postponed until later this day.
- 9 **NATIONAL CRIME AUTHORITY (STATE PROVISIONS) (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 10 **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.
- Business having been interrupted at 2.00 p.m.
pursuant to Sessional Orders.*
- 11 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 12 **ALCOHOLICS AND DRUG-DEPENDENT PERSONS (AMENDMENT) BILL** - Debate resumed on question - That this Bill read a second time; Bill read a second time and, by leave, read a third time forthwith.

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

- 13 **ADMINISTRATION AND PROBATE (AMENDMENT) BILL** - Order read for the consideration of the amendment made by the Legislative Council.

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

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

- 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 **ROAD SAFETY (AMENDMENT) BILL** - Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time and agreed to by the House with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

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

- 16 **POSTPONEMENT OF ORDER OF THE DAY** - Ordered - That the consideration of Order of the Day, Government Business, No. 6, be postponed until later this day.

- 17 **TREASURY CORPORATION OF VICTORIA (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Gude*).

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

Ordered - That the debate be adjourned until Thursday, 12 May 1994.

- 18 **STAMPS (SECURITIES CLEARING HOUSE) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Gude*).

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

Ordered - That the debate be adjourned until Thursday, 12 May 1994.

- 19 **ARTS INSTITUTIONS (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Gude*).

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

Ordered - That the debate be adjourned until Thursday, 12 May 1994.

- 20 **MAGISTRATES' COURT (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Gude*).

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

Ordered - That the debate be adjourned until Thursday, 12 May 1994.

- 21 **CASINO CONTROL (MISCELLANEOUS AMENDMENTS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr John*).

Motion made and question - That the debate be now adjourned (*Mr Thomson, Pascoe Vale*) - put and agreed to.

Ordered - That the debate be adjourned until Thursday, 12 May 1994.

- 22 **TERTIARY EDUCATION (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Gude*).

Motion made and question - That the debate be now adjourned (*Mr Thomson, Pascoe Vale*) - put and agreed to.

Ordered, after debate - That the debate be adjourned until Thursday, 12 May 1994.

- 23 **VOCATIONAL EDUCATION AND TRAINING (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Gude*).

Mr Gude made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.

Motion made and question - That the debate be now adjourned (*Mr Thomson, Pascoe Vale*) - put and agreed to.

Ordered - That the debate be adjourned until Thursday, 12 May 1994.

- 24 **GAMING AND BETTING BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Stockdale*).

Mr Stockdale made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.

Motion made and question - That the debate be now adjourned (*Mr Thomson, Pascoe Vale*) - put and agreed to.

Ordered - That the debate be adjourned until Thursday, 12 May 1994.

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

- 26 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at 5.15 p.m., adjourned until Tuesday, 3 May 1994.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 91, 92, 93 and 94

No. 91 - Tuesday, 3 May 1994

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:

Police Stations and Court Complexes - Seeking that the Government review and alter the decision not to build any more police stations and court complexes, bearing 911 signatures (*by Mr Mildenhall*).

Ordered to lie on the Table.

4 **ECONOMIC DEVELOPMENT COMMITTEE** - Mr Treasure brought up a Report from the Economic Development Committee on Productivity in the Victoria Building and Construction Industry, together with Appendices, Extracts from the Proceedings of the Committee, Minority Report and Minutes of Evidence.

Ordered to lie on the Table and the Report, Appendices, Extracts from the Proceedings of the Committee and Minority Report to be printed.

5 **SCRUTINY OF ACTS AND REGULATIONS COMMITTEE** - Mr Perton, Chairman, brought up a Report from the Scrutiny of Acts and Regulations Committee being the Alert Digest No. 6 of 1994, on the -

Treasury Corporation of Victoria (Amendment) Bill
Local Government (Competitive Tendering) Bill
Financial Agreement Bill
Control of Weapons (Amendment) Bill
Victorian Institute of Marine Sciences (Amendment) Bill
Land Conservation (Amendment) Bill
Subdivision (Further Amendment) Bill
Public Prosecutions Bill
Appropriation (Interim 1994-95) Bill
Appropriation (Parliament) (Interim 1994-95) Bill
Stamps (Securities Clearing House) Bill
Casino Control (Miscellaneous Amendments) Bill
Drugs, Poisons and Controlled Substances (Amendment) Bill
City of Greater Bendigo Bill

together with an Appendix.

Ordered to lie on the Table and to be printed.

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

Casino (Management) Act 1993 - Authorised changes to Drawings of the Temporary Casino pursuant to section 16(2) (eight papers)

Pharmacy Board of Victoria - Report for the year 1993

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

Eltham Planning Scheme - No. L36 Part 1

Knox Planning Scheme - No. L47

Prahran Planning Scheme - No. L46

Rochester Planning Scheme - No. L9

Rodney Planning Scheme - Nos. L62, L66

St Kilda Planning Scheme - No. L31

Wimmera Planning Scheme - No. L12 Part 1

Royal District Nursing Service - Report for the year 1992-93.

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

Administration and Probate (Amendment) Bill

Agent-General's Bill

Drugs, Poisons and Controlled Substances (Amendment) Bill

Food (Amendment) Bill

Legal Aid Commission (Amendment) Bill

State Insurance Office (Amendment) Bill

Wheat Marketing (Amendment) Bill.

- 8 **GOVERNMENT BUSINESS PROGRAM**- Motion made and question - That, pursuant to Sessional Order No. 6.(3), the Orders of the Day, Government Business, relating to the following Bills be considered and completed by 4.30 p.m. on Friday, 6 May 1994:

Subdivision (Further Amendment) Bill

Land Conservation (Amendment) Bill

Financial Agreement Bill

Control of Weapons (Amendment) Bill

Tobacco Leaf Industry (Deregulation) Bill

(*Mr Gude*) - put and agreed to.

- 9 **APPROPRIATION (INTERIM 1994-95) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

*Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders -*

- 10 **ADJOURNMENT** - Mr Speaker, having announced that the time for adjournment of the House had arrived, left the Chair, after debate, at 10.54 p.m.

No. 92 - Wednesday, 4 May 1994

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
 - Re-Introduction of Death Penalty and Use of Lash** - Seeking that the Government re-introduces - (a) the death penalty for extreme acts of violence, including murder; and (b) the use of the lash for specific crimes, bearing 274 signatures (by Mr Jasper)
 - State Deficit Levy** - Seeking that the House immediately withdraw the State Deficit Levy, bearing 761 signatures (by Mr Leighton).Severally ordered to lie on the Table.
- 3 **ENVIRONMENT AND NATURAL RESOURCES COMMITTEE** - Mr Perrin, Chairman, brought up a Report from the Environment and Natural Resources Committee upon Educator Dredging in Victoria, together with Appendices, Extracts from the Proceedings, Minority Report of the Committee and Minutes of Evidence.
Ordered to lie on the Table and the Report, Appendices, Extracts from the Proceedings and Minority Report to be printed.
- 4 **PAPER** - The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:
 - Land Protection Council - Report for the year 1992-93.
- 5 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:
 - Friendly Societies (Benefit Funds) Bill
 - Sentencing (Victim Impact Statement) Bill
 - State Bank of South Australia (Transfer of Undertaking) Bill
 - Equipment (Public Safety) Bill.
- 6 **GRIEVANCES** - Question - That grievances be noted - put, after debate, and agreed to.
- 7 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 8 **WATER (FURTHER AMENDMENT) BILL** - Mr Coleman obtained leave, with Mr Gude, to bring in a Bill "to amend the 'Water Act 1989' and certain other Acts and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 **CATCHMENT AND LAND PROTECTION BILL** - Mr Coleman obtained leave, with Mr Gude, to bring in a Bill "to establish a system of integrated management and protection for catchments, to establish a framework for controlling noxious weeds and pest animals, to repeal the 'Soil Conservation and Land Utilization Act 1958' and the 'Vermin and Noxious Weeds Act 1958', to amend various other Acts and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 10 **STATE TRUSTEES (STATE OWNED COMPANY) BILL** - Mr Stockdale, pursuant to a motion moved on his behalf by Mr Gude, obtained leave, with Mr McNamara, to

bring in a Bill "*relating to the conversion of the State Trust Corporation of Victoria to a State Owned Company, to repeal the 'State Trust Corporation of Victoria Act 1987', to amend the 'Guardianship and Administration Board Act 1986', the 'Administration and Probate 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.

- 11 **VICTORIAN FUNDS MANAGEMENT CORPORATION BILL** - Mr Stockdale, pursuant to a motion moved on his behalf by Mr Gude, obtained leave, with Mr McNamara, to bring in a Bill "*to establish a Victorian Funds Management Corporation, to amend the 'Borrowing and Investment Powers Act 1987' and the 'Transport Accident Act 1986' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 12 **MELBOURNE WATER CORPORATION (AMENDMENT) BILL** - Mr Stockdale, pursuant to a motion moved on his behalf by Mr Gude, obtained leave, with Mr McNamara, to bring in a Bill "*to amend the 'Melbourne Water Corporation Act 1992' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 13 **WESTERNPORT (CRIB POINT TERMINAL) BILL** - Mr Brown obtained leave, with Mr Gude, to bring in a Bill "*to facilitate the development and operation of a petroleum terminal at Crib Point, to amend the 'Westernport (Oil Refinery) Act 1963', to repeal the 'Westernport (Oil Refinery) (Further Agreement) Act 1985' and the 'Westernport (Oil Refinery) Land Act 1990', to clarify the status of certain pipeline agreements and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 14 **SOUTHGATE PROJECT BILL** - Mr Maclellan (*Pakenham*) obtained leave, with Mr Gude, to bring in a Bill "*to facilitate the Southgate project 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 AUTHORITY (REPEAL) BILL** - Mr McNamara obtained leave, with Mr Gude, to bring in a Bill "*to transfer the management of the Swan Hill Pioneer Settlement to the Swan Hill City Council, and to repeal the 'Swan Hill Pioneer Settlement Act 1974', the 'Coal Creek Historical Park Act 1975' and the 'Gippsland Folk Museum Act 1976' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 16 **OFFICE OF THE REGULATOR-GENERAL BILL** - Mr Smith (*Polwarth*), pursuant to a motion moved on his behalf, by Mr Gude, obtained leave, with Mr McGrath (*Wimmera*), to bring in a Bill "*to establish the Office of the Regulator-General and to create an economic regulatory framework for regulated industries and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 17 **ELECTRICITY INDUSTRY (AMENDMENT) BILL** - Mr Plowman (*Evelyn*) obtained leave, with Mr Stockdale, to bring in a Bill "*relating to the further restructuring of the electricity supply industry, to amend the 'Electricity Industry Act 1993', the 'State Electricity Commission Act 1958' and the 'Electric Light and Power Act 1958', to make consequential amendments to other Acts and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 18 **APPROPRIATION (INTERIM 1994-95) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

*Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders -*

- 19 **ADJOURNMENT** - Mr Speaker, having announced that the time for adjournment of the House had arrived, left the Chair, after debate, at 11.01 p.m.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 93 - Thursday, 5 May 1994

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
 - Speech Pathology Service** - Seeking that the Speech Pathology Service continues to be available for Broadmeadows pre-school children, bearing 50 signatures (*by Mr Brumby*)
 - Maternity Care** - Seeking that legislation be enacted which will provide essential changes to maternity care given in Victorian Public Hospitals, bearing 100 signatures (*by Ms Garbutt*)
 - Merinda Park Railway Station** - Seeking that the House take all necessary action to ensure that the proposed siting of the Merinda Park Railway Station will not affect the amenity of residents nearby, bearing 426 signatures (*by Mr Pandazopoulos*).
- Severally ordered to lie on the Table.
- 3 **PAPER** - The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:
 - Parliamentary Committees Act 1968 - Response from the Minister for Roads and Ports on the action taken with respect to the recommendations made by the Crime Prevention Committee's Inquiry into Personal Safety on the Public Transport System, "Developing a Safer Taxi Industry".
- 4 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:
 - Medical Practice Bill
 - Environment Protection (General Amendment) Bill.
- 5 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until tomorrow at 10.00 a.m. (*Mr Gude*) - put and agreed to.
- 6 **SUPERANNUATION ACTS (AMENDMENT) BILL** - Mr Smith (*Polwarth*) obtained leave, with Mr Stockdale, to bring in a Bill "to amend the 'Parliamentary Salaries and Superannuation Act 1968', the 'Hospitals Superannuation Act 1988', the 'State Superannuation Act 1988', the 'Transport Superannuation Act 1988', the 'Emergency Services Superannuation Act 1986', and the 'Public Sector

Superannuation (Administration) Act 1993' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.

- 7 **CONTROL OF WEAPONS (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.

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

- 8 **LAND CONSERVATION (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.

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

- 9 **FINANCIAL AGREEMENT BILL** - Order read for resuming debate on question - That this Bill be now read a second time.

Motion made and question proposed - That the debate be adjourned (*Mr Dollis*) - put and agreed to.

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

- 10 **SUBDIVISION (FURTHER AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.

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

- 11 **FINANCIAL AGREEMENT BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

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

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

- 13 **FINANCIAL AGREEMENT BILL** - Debate resumed on question - That this Bill be now read a second time; Bill read a second time and, by leave, read a third time forthwith.

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

- 14 **TOBACCO LEAF INDUSTRY (DEREGULATION) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.

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

- 15 **WATER (FURTHER AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Coleman*).

Motion made and question - That the debate be now adjourned (*Ms Marple*) - put and agreed to.

Ordered - That the debate be adjourned until Tuesday, 17 May 1994.

- 16 **CATCHMENT AND LAND PROTECTION BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Coleman*).
- Mr Coleman made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*
- Motion made and question - That the debate be now adjourned (*Ms Marple*) - put and agreed to.
- Ordered, after debate - That the debate be adjourned until Thursday, 19 May 1994.
- 17 **STATE TRUSTEES (STATE OWNED COMPANY) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Stockdale*).
- Mr Stockdale made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*
- Motion made and question - That the debate be now adjourned (*Ms Marple*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 19 May 1994.
- 18 **VICTORIAN FUNDS MANAGEMENT CORPORATION BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Stockdale*).
- Motion made and question - That the debate be now adjourned (*Ms Marple*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 19 May 1994.
- 19 **MELBOURNE WATER CORPORATION (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Stockdale*).
- Motion made and question - That the debate be now adjourned (*Ms Marple*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 19 May 1994.
- 20 **WESTERNPORT (CRIB POINT TERMINAL) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Coleman*).
- Mr Coleman made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*
- Motion made and question - That the debate be now adjourned (*Mr Hamilton*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 19 May 1994.
- 21 **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.
- 22 **SWAN HILL PIONEER SETTLEMENT AUTHORITY (REPEAL) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Coleman*).
- Mr Coleman made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*
- Motion made and question - That the debate be now adjourned (*Mr Hamilton*) - put and agreed to.
- Ordered, after debate - That the debate be adjourned until Tuesday, 17 May 1994.

- 23 **OFFICE OF THE REGULATOR-GENERAL BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Coleman*).
- Mr Coleman made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.*
- Motion made and question - That the debate be now adjourned (*Mr Hamilton*) - put and agreed to.
- Ordered - That the debate be adjourned until Thursday, 19 May 1994.
- 24 **APPROPRIATION (INTERIM 1994-95) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.
- Business having been interrupted at 10.00 p.m. pursuant to Sessional Orders.*
- Motion made and question - That the sitting be continued (*Mr Maclellan, Pakenham*) - 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, Pakenham*) - 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 Gude*) - put and agreed to.
- 26 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
- And the House, at 11.05 p.m., adjourned until tomorrow.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 94 - Friday, 6 May 1994

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair and read the Prayer.
- 2 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
 - Maternity Care** - Seeking that legislation be enacted which will provide essential changes to maternity care given in Victorian Public Hospitals, bearing 54 signatures (*by Ms Garbutt*)
 - Annexation of Kinglake Area** - Seeking that the House oppose the proposed annexation of the Kinglake area into the Shire of Yea and its amalgamation with the Shires of Mansfield and Alexandra, bearing 14 signatures (*by Mr Haermeyer*).

Severally ordered to lie on the Table.

- 3 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
- Annual Reporting Act 1983 -
 - Notification by the Minister for Finance of extensions of time granted to Ministers under section 8 in relation to 1992-93
 - Notification by the Minister for Finance of directions or exemptions from provisions or from regulations granted to public bodies and details of extensions of time granted under section 15(1)(b) in relation to 1992-93
 - Notification by the Minister for Finance of directions that a public body submit an annual report within a certain period pursuant to section 15(1)(a) in relation to 1992-93
 - Statutory Rule under the Racing Act 1958 - S.R. No. 55.
- 4 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until Tuesday, 17 May 1994 (*Mr Gude*) - put and agreed to.
- 5 **MELBOURNE EXHIBITION CENTRE BILL** - Mr Gude obtained leave, with Mr McGrath (*Wimmera*), to bring in a Bill "to establish a Melbourne Exhibition Centre Trust to administer a Melbourne Exhibition Centre and for other purposes"; and the said Bill was read a first time, ordered to be printed and, by leave, read a second time later this day.
- 6 **APPROPRIATION (INTERIM 1994-95) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.
- Business having been interrupted at 2.00 p.m.
pursuant to Sessional Orders.*
- 7 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 8 **APPROPRIATION (INTERIM 1994-95) BILL** - Debate resumed on question - That this Bill be now read a second time.
- Motion made and question - That the debate be now adjourned (*Mr Smith, Glen Waverley*) - put and agreed to.
- Ordered - That the debate be adjourned until tomorrow.
- 9 **POSTPONEMENT OF ORDER OF THE DAY** - Ordered - That the consideration of Order of the Day, Government Business, No. 2, be postponed until later this day.
- 10 **SUPERANNUATION ACTS (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Smith, Polwarth*).
- Motion made and question - That the debate be now adjourned (*Mr Haermeyer*) - put and agreed to.
- Ordered - That the debate be adjourned until Friday, 20 May 1994.
- 11 **POSTPONEMENT OF ORDER OF THE DAY** - Ordered - That the consideration of Order of the Day, Government Business, No. 4, be postponed until later this day.
- 12 **LOCAL GOVERNMENT (COMPETITIVE TENDERING) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Gude*).

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

Ordered - That the debate be adjourned until Friday, 20 May 1994.

- 13 **ELECTRICITY INDUSTRY (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Plowman, Evelyn*).

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

Ordered, after debate - That the debate be adjourned until Friday, 20 May 1994.

- 14 **MELBOURNE EXHIBITION CENTRE BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Gude*).

Mr Gude made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.

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

Ordered - That the debate be adjourned until Friday, 20 May 1994.

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

- 16 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.

And the House, at 4.33 p.m., adjourned until Tuesday, 17 May 1994.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 95, 96, 97 and 98

No. 95 - Tuesday, 17 May 1994

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair and read the Prayer.
- 2 **ISSUE OF AND RETURN TO WRIT** - Mr Speaker announced that on 11 April 1994, he had issued a Writ for the election of a Member to serve for the Electoral District of Coburg in the place of the Honourable Tom Roper, resigned; and that he had received a return to the said Writ by which it appeared that Carlo Carli, Esquire, had been duly elected for the Electoral District of Coburg, in pursuance of the said Writ.
- 3 **MEMBER SWORN** - Carlo Carli, Esquire, was then introduced and took and subscribed the Oath required by law.
- 4 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 5 **PETITIONS** - The Clerk announced that the following petitions had been lodged for presentation:
 - Malvern Community Health Services** - Seeking that the Government - (a) reconsider its decision to relocate the Malvern Community Health Services; and (b) take all necessary steps to ensure that all services at the present site be kept and upgraded and that all buildings be fully utilised, bearing 248 signatures (by Mr Thwaites)
 - Funding for Pre-Schools and Central Payment Scheme** - Seeking that the Government - (a) restore adequate funding to pre-schools; and (b) restore the central payment scheme for salaries, bearing 76 signatures (by Mr Thwaites).
 Severally ordered to lie on the Table.
- 6 **PUBLIC ACCOUNTS AND ESTIMATES COMMITTEE** - Mr Weideman, Chairman, brought up a Report from the Public Accounts and Estimates Committee upon the Committee's activities during 1993.
Ordered to lie on the Table and to be printed.
- 7 **SCRUTINY OF ACTS AND REGULATIONS COMMITTEE** - Mr Perton, Chairman, brought up a Report from the Scrutiny of Acts and Regulations Committee being the Alert Digest No. 7 of 1994, on the -
 - Arts Institutions (Amendment) Bill
 - Vocational Education and Training (Amendment) Bill
 - Tertiary Education (Amendment) Bill
 - Magistrates' Court (Amendment) Bill
 - Gaming and Betting Bill
 - Catchment and Land Protection Bill
 - Office of the Regulator-General Bill
 - Water (Further Amendment) Bill

Swan Hill Pioneer Settlement Authority (Repeal) Bill
 Victorian Funds Management Corporation Bill
 State Trustees (State Owned Company) Bill
 Melbourne Water Corporation (Amendment) Bill
 Westernport (Crib Point Terminal) Bill
 Melbourne Exhibition Centre Bill
 Superannuation Acts (Amendment) Bill
 Electricity Industry (Amendment) Bill

together with an Appendix and Extracts from the Proceedings of the Committee.

Ordered to lie on the Table and to be printed.

8 PAPERS -

Mr Speaker presented:

Accident Compensation Act 1985 -

Victorian WorkCover Authority - Report for the quarter ended 31 March 1994

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:

Ballarat School of Mines and Industries - Report for the year 1993

Beechworth Hospital - Report for the year 1992-93

Gordon Technical College - Report for the year 1993

Holmesglen College of TAFE - Report for the year 1993

Loddon Campaspe College of TAFE - Report for the year 1993

Northern Metropolitan College of TAFE - Report for the year 1993

Ombudsman Act 1973 - Special Report of the Ombudsman for Victoria on relinquishing office on 28 February 1994 - Ordered to be printed

Parliamentary Committees Act 1968 - Response of the Premier on the action taken with respect to the recommendations made by the Scrutiny of Acts and Regulations Committee on the Subordinate Legislation Act 1962.

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

Altona Planning Scheme - No. L38

Bendigo Planning Scheme - No. L43

Essendon Planning Scheme - No. L51

Flinders Planning Scheme - No. L121

Greater Geelong Planning Scheme - No. R49

Huntly Planning Scheme - No. L41

Knox Planning Scheme - No. L62 Part 2

Melbourne Planning Scheme - No. L155

Port Melbourne Planning Scheme - No. L13

Prahran Planning Scheme - No. L43

Shepparton City Planning Scheme - No. L46

South Melbourne Planning Scheme - No. L73

St Kilda Planning Scheme - No. L27

Traralgon (City) Planning Scheme - Nos. L43, L48

Whittlesea Planning Scheme - Nos. L97, L98

Wodonga Planning Scheme - No. L60

Prince Henry's Institute of Medical Research - Report for the year 1993

Statutory Rules under the following Acts:

- Casino Control Act 1991 - S.R. No. 60
- Club Keno Act 1993 - S.R. No. 57
- Legal Profession Practice Act 1958 - S.R. No. 56
- National Parks Act 1975 - S.R. No. 59
- Racing Act 1958 - S.R. No. 62
- Tattersall Consultations Act 1958 - S.R. No. 57
- Wildlife Act 1975 - S.R. No. 58

Victorian Institute of Marine Sciences - Reports for the years 1990 and 1991 (two papers).

The following proclamation fixing an operative date was laid upon the Table by the Clerk pursuant to an Order of the House dated 27 October 1992:

Environment Protection (Industrial Waste) Act 1985 - Sub-section 8 (3) on 16 May 1994 (*Gazette No. G19, 12 May 1994*).

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

On 10 May 1994

- Road Safety (Amendment) Bill
- Financial Management Bill
- Children and Young Persons (Miscellaneous Amendments) Bill

On 17 May 1994

- Environment Protection (General Amendment) Bill
- Equipment (Public Safety) Bill
- Friendly Societies (Benefit Funds) Bill
- Medical Practice Bill
- Sentencing (Victim Impact Statement) Bill
- State Bank of South Australia (Transfer of Undertaking) Bill.

10 MESSAGES FROM HIS EXCELLENCY THE GOVERNOR - Mr Speaker announced the presentation of Messages from His Excellency the Governor:

Recommending appropriations for the purposes of the following Bills:

- Arts Institutions (Amendment) Bill
- Casino Control (Miscellaneous Amendments) Bill
- Catchment and Land Protection Bill
- Electricity Industry (Amendment) Bill
- Gaming and Betting Bill
- Melbourne Exhibition Centre Bill
- Office of the Regulator-General Bill
- Stamps (Securities Clearing House) Bill
- State Trustees (State Owned Company) Bill
- Superannuation Acts (Amendment) Bill
- Swan Hill Pioneer Settlement Authority (Repeal) Bill
- Treasury Corporation of Victoria (Amendment) Bill
- Victorian Funds Management Corporation Bill
- Westernport (Crib Point Terminal) Bill.

Recommending a further appropriation for the purposes of the following Bills:

- Casino Control (Miscellaneous Amendments) Bill
- Gaming and Betting Bill.

- 11 **GOVERNMENT BUSINESS PROGRAM** - Motion made and question - That, pursuant to Sessional Order No. 6(3), the Orders of the Day, Government Business, relating to the following Bills be considered and completed by 5.00 p.m. on Friday, 20 May 1994:

Gaming and Betting Bill
 Appropriation (Parliament) (Interim 1994-95) Bill
 Treasury Corporation of Victoria (Amendment) Bill
 Stamps (Securities Clearing House) Bill
 Arts Institutions (Amendment) Bill
 Magistrates' Court (Amendment) Bill
 Casino Control (Miscellaneous Amendments) Bill
 Appropriation (Interim 1994-95) Bill
 Water (Further Amendment) Bill
 Swan Hill Pioneer Settlement Authority (Repeal) Bill
 Victorian Institute of Marine Sciences (Amendment) Bill
 Financial Management (Consequential Amendments) Bill
 State Trustees (State Owned Company) Bill

(*Mr Gude*) - put, after debate, and agreed to.

- 12 **GAMING AND BETTING BILL** - Mr Stockdale, by leave, made a statement under section 85 of the *Constitution Act 1975*, of the reasons why he proposes, in Committee, to move an amendment to the Gaming and Betting Bill to further alter or vary that section.

- 13 **TREASURY CORPORATION OF VICTORIA (AMENDMENT) BILL** - Mr Stockdale, by leave, made a statement under section 85 of the *Constitution Act 1975*, of the reasons why he proposes, in Committee, to move an amendment to the Treasury Corporation of Victoria (Amendment) Bill to alter or vary that section.

- 14 **SOUTHGATE PROJECT BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Maclellan, Pakenham*).

Motion made and question - That the debate be now adjourned (*Mr Thomson, Pascoe Vale*) - put and agreed to.

Ordered - That the debate be adjourned until Tuesday, 24 May 1994.

- 15 **GAMING AND BETTING 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, 50

Mr Ashley	Mr John	Dr Napthine	Mr Steggall
Mr Bildstien	Mr Kennett	Mr Perrin	Mr Stockdale
Mr Brown	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Clark	Mr Leigh	Mrs Peulich	Mrs Tehan
Mr Coleman	Mr Lupton	Mr Phillips	Mr Traynor
Mr Cooper	Mr McArthur	Mr Plowman	Mr Treasure
Mr Davis	Mrs McGill	(<i>Evelyn</i>)	Mr Turner
Dr Dean	Mr McGrath	Mr Reynolds	Mr Weideman
Mr Doyle	(<i>Wimmera</i>)	Mr Richardson	Mr Wells
Mr Elder	Mr McLellan	Mr Ryan	
Mr Heffernan	(<i>Frankston East</i>)	Mr Smith	
Mrs Henderson	Mr McNamara	(<i>Glen Waverley</i>)	
Mr Honeywood	Mr Maclellan	Mr Smith	<i>Tellers</i>
Mr Hyams	(<i>Pakenham</i>)	(<i>Polwarth</i>)	Mr Finn
Mr Jasper	Mr Maughan	Mr Spry	Mr Rowe

NOES, 25

Mr Andrianopoulos	Mr Dollis	Mr Micallef	Mr Thwaites
Mr Baker	Ms Garbutt	Mr Mildenhall	Dr Vaughan
Mr Batchelor	Mr Haermeyer	Mr Sandon	Mrs Wilson
Mr Brumby	Mr Hamilton	Mr Seitz	
Mr Carli	Mr Leighton	Mr Sercombe	<i>Tellers</i>
Dr Coghill	Mr Loney	Mr Thomson	Mr Cunningham
Mr Cole	Ms Marple	(<i>Pascoe Vale</i>)	Mr Pandazopoulos

And so it was resolved in the affirmative.

Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

Ordered - That the Bill be committed tomorrow.

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

Witness Protection (Amendment) Bill
National Crime Authority (State Provisions) (Amendment) Bill
Alcoholics and Drug-dependent Persons (Amendment) Bill.

17 **APPROPRIATION (PARLIAMENT) (INTERIM 1994-95) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

*Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders.*

Motion made and question - That the sitting be continued (*Mr Stockdale*) - 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 Gude*) - put and agreed to.

Ordered - That the debate be adjourned until tomorrow.

- 18 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Gude*) - put.

The House divided.

AYES, 54

Mr Ashley	Mr John	Mr Pescott	Mrs Tehan
Mr Bildstien	Mr Kilgour	Mrs Peulich	Mr Thompson
Mr Brown	Mr Leigh	Mr Phillips	(<i>Sandringham</i>)
Mr Clark	Mr McArthur	Mr Plowman	Mr Treasure
Mr Coleman	Mrs McGill	(<i>Benambra</i>)	Mr Turner
Mr Davis	Mr McGrath	Mr Reynolds	Mrs Wade
Dr Dean	(<i>Wimmera</i>)	Mr Richardson	Mr Weideman
Mr Doyle	Mr McLellan	Mr Rowe	Mr Wells
Mr Elder	(<i>Frankston East</i>)	Mr Ryan	
Mrs Elliott	Mr McNamara	Mr Smith	
Mr Finn	Mr MacLellan	(<i>Glen Waverley</i>)	
Mr Gude	(<i>Pakenham</i>)	Mr Smith	
Mr Heffernan	Mr Maughan	(<i>Polwarth</i>)	
Mrs Henderson	Dr Napthine	Mr Spry	<i>Tellers</i>
Mr Honeywood	Mr Paterson	Mr Steggall	Mr Lupton
Mr Hyams	Mr Perrin	Mr Stockdale	Mr Traynor
Mr Jasper	Mr Perton	Mr Tanner	

NOES, 19

Mr Baker	Mr Haermeyer	Mr Mildenhall	
Mr Batchelor	Mr Hamilton	Mr Pandazopoulos	
Mr Carli	Mr Leighton	Mr Sercombe	
Dr Coghill	Mr Loney	Mr Thomson	<i>Tellers</i>
Mr Cunningham	Ms Marple	(<i>Pascoe Vale</i>)	Mr Andrianopoulos
Ms Garbutt	Mr Micallef	Dr Vaughan	Mr Seitz

And so it was resolved in the affirmative.

- 19 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
And the House, at 11.54 p.m., adjourned until tomorrow.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 96 - Wednesday, 18 May 1994

- Mr Speaker took the Chair and read the Prayer.
- PETITION** - The Clerk announced that the following petition had been lodged for presentation:

Human Rights Protection - Seeking that the House moves to protect the Human Rights of its lesbian and gay constituents and citizens, as recommended by the Scrutiny of Acts and Regulations Committee, by amending the Equal

Opportunity Act 1984 to prohibit discrimination on the grounds of a person's sexuality, bearing 314 signatures (by Mr Hayward).

Ordered to lie on the Table.

- 3 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:
- Box Hill College of TAFE - Report for the year 1993
 - Broadmeadows College of TAFE - Report for the year 1993
 - Dandenong College of TAFE - Report for the year 1993 (two papers), together with an explanation for the delay in tabling
 - East Gippsland Community College of TAFE - Report for the year 1993, together with an explanation for the delay in tabling
 - Frankston College of TAFE - Report for the year 1993
 - Goulburn Valley Community College of TAFE - Report for the year 1993
 - Melbourne College of Textiles - Report for the year 1993
 - Moorabbin College of TAFE - Report for the year 1993, together with an explanation for the delay in tabling
 - Outer Eastern College of TAFE - Report for the year 1993
 - South West College of TAFE - Report for the year 1993, together with an explanation for the delay in tabling
 - Wangaratta College of TAFE - Report for the year 1993
 - Western Metropolitan College of TAFE (which includes the final Annual Report of Flagstaff College of TAFE) - Report for the year 1993
 - William Angliss College - Report for the year 1993
 - Wimmera Community College of TAFE - Report for the year 1993, together with an explanation for the delay in tabling
 - Wodonga College of TAFE - Report for the year 1993, together with an explanation for the delay in tabling.
- 4 **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of a Message from His Excellency the Governor recommending an appropriation for the purposes of the Southgate Project Bill.
- 5 **ADJOURNMENT MOTION - PLANNING PROCEDURES** - Mr Brumby proposed the adjournment of the House for the purpose of discussing a definite matter of urgent public importance, namely -
- "The community unrest and concern expressed by the Victorian Council of Civil Liberties on Saturday, 7 May regarding the Minister for Planning's increasing use of his powers to by-pass normal planning procedures".
- Mr Speaker having ascertained that twelve members approved of the proposed discussion -
- Motion made and question - That the House do now adjourn (Mr Brumby) - after debate, put.

The House divided.

AYES, 26

Mr Andrianopoulos	Mr Dollis	Mr Mildenhall	Mrs Wilson
Mr Baker	Ms Garbutt	Mr Sandon	
Mr Batchelor	Mr Haermeyer	Mr Seitz	
Mr Brumby	Mr Hamilton	Mr Sercombe	
Mr Carli	Mr Leighton	Mr Sheehan	
Dr Coghill	Mr Loney	Mr Thomson	<i>Tellers</i>
Mr Cole	Ms Marple	(<i>Pascoe Vale</i>)	Mr Pandazopoulos
Mr Cunningham	Mr Micallef	Mr Thwaites	Dr Vaughan

NOES, 55

Mr Bildstien	Mr Jasper	Mr Perrin	Mr Tanner
Mr Brown	Mr John	Mr Perton	Mrs Tehan
Mr Clark	Mr Kilgour	Mr Pescott	Mr Thompson
Mr Coleman	Mr Leigh	Mrs Peulich	(<i>Sandringham</i>)
Mr Cooper	Mr Lupton	Mr Phillips	Mr Traynor
Mr Davis	Mr McArthur	Mr Plowman	Mr Treasure
Dr Dean	Mrs McGill	(<i>Benambra</i>)	Mr Turner
Mr Doyle	Mr McGrath	Mr Reynolds	Mrs Wade
Mr Elder	(<i>Wimmera</i>)	Mr Richardson	Mr Weideman
Mrs Elliott	Mr McLellan	Mr Rowe	
Mr Finn	(<i>Frankston East</i>)	Mr Ryan	
Mr Gude	Mr McNamara	Mr Smith	
Mr Hayward	Mr Maclellan	(<i>Glen Waverley</i>)	
Mr Heffernan	(<i>Pakenham</i>)	Mr Smith	
Mrs Henderson	Mr Maughan	(<i>Polwarth</i>)	<i>Tellers</i>
Mr Honeywood	Dr Napthine	Mr Spry	Mr Ashley
Mr Hyams	Mr Paterson	Mr Steggall	Mr Wells

And so it passed in the negative.

- 6 **CRIMINAL JUSTICE SYSTEM** - Motion made and question proposed - That this House commends the Government for its commitment to restore balance to the Criminal Justice System and, in particular, to ensure that sentences for serious violent crime are in line with community expectations (*Mr Perton*)

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

- 7 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 8 **FINANCIAL INSTITUTIONS (VICTORIA) (AMENDMENT) BILL** - Mrs Wade obtained leave, with Mr Smith (*Polwarth*), to bring in a Bill "to amend the 'Financial Institutions (Victoria) Act 1992' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 9 **TREASURY CORPORATION OF VICTORIA (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time.
- Pursuant to Sessional Orders, Mr Gude announced that it was proposed to move an amendment in Committee and requested that it be circulated. Amendment circulated.
- Debate resumed on question - That this Bill be now read a second time.

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

Mr Speaker, having announced that in his opinion the nature of the amendment adopted by the House alters the provisions of the Bill so as to classify the Bill as requiring the second reading to be passed with an absolute majority of the whole number of the Members of the Legislative Assembly, re-submitted that question to the House -

Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

Bill read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

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

10 **STAMPS (SECURITIES CLEARING HOUSE) BILL** - Order read for resuming debate on question - That this Bill be now read a second time.

Pursuant to Sessional Orders, Mr Stockdale announced that he proposed to move amendments in Committee and requested that they be circulated. Amendments circulated.

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

Amendment proposed - That all the words after "That" be omitted with the view of inserting in place thereof the words "this House refuses to read this Bill a second time until arrangements are in place for the payment of full compensation to municipalities on any application to register or notice of acquisition relating to municipal motor vehicles or commercial trailers, thereby ensuring that there is no loss of services provided by local government and no rate increases as a result of this Bill." (*Mr Brumby*) - and, after debate -

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

The House divided.

AYES, 55

Mr Brown	Mr John	Mr Perton	Mr Stockdale
Mr Clark	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Coleman	Mr Leigh	Mrs Peulich	Mrs Tehan
Mr Cooper	Mr Lupton	Mr Phillips	Mr Thompson
Mr Davis	Mr McArthur	Mr Plowman	(<i>Sandringham</i>)
Dr Dean	Mrs McGill	(<i>Benambra</i>)	Mr Traynor
Mr Doyle	Mr McGrath	Mr Plowman	Mr Turner
Mr Elder	(<i>Wimmera</i>)	(<i>Evelyn</i>)	Mrs Wade
Mrs Elliott	Mr McLellan	Mr Reynolds	Mr Weideman
Mr Finn	(<i>Frankston East</i>)	Mr Richardson	Mr Wells
Mr Gude	Mr McNamara	Mr Rowe	
Mr Hayward	Mr Maclellan	Mr Smith	
Mr Heffernan	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	
Mrs Henderson	Mr Maughan	Mr Smith	
Mr Honeywood	Dr Naphine	(<i>Polwarth</i>)	Tellers
Mr Hyams	Mr Paterson	Mr Spry	Mr Ryan
Mr Jasper	Mr Perrin	Mr Steggall	Mr Treasure

NOES, 24

Mr Andrianopoulos	Ms Garbutt	Mr Pandazopoulos	Dr Vaughan
Mr Baker	Mr Haermeyer	Mr Sandon	Mrs Wilson
Mr Batchelor	Mr Hamilton	Mr Seitz	
Mr Brumby	Ms Kirner	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Thomson	<i>Tellers</i>
Mr Cole	Ms Marple	(<i>Pascoe Vale</i>)	Mr Cunningham
Mr Dollis	Mr Mildenhall	Mr Thwaites	Mr Loney

And so it was resolved in the affirmative.

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

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

- 11 **ARTS INSTITUTIONS (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.

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

- 12 **MAGISTRATES' COURT (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time.

Pursuant to Sessional Orders, Mr Brown announced that it was proposed to move amendments in Committee and requested that they be circulated. Amendments circulated.

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

*Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders.*

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

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

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

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

- 13 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Accident Compensation (Amendment) Bill with amendments.

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

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

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

And the House having continued to sit till after 12 midnight -

THURSDAY, 19 MAY 1994

Question - put and agreed to.

And the House, at 12.05 a.m. adjourned until later this day.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 97 - Thursday, 19 May 1994

1 Mr Speaker took the Chair and read the Prayer.

2 **CONSULTATIVE COUNCIL ON OBSTETRIC AND PAEDIATRIC MORTALITY AND MORBIDITY REPORT** - Motion made, by leave, and question - That there be presented to this House a copy of the Report of the Consultative Council on Obstetric and Paediatric Mortality and Morbidity for the year 1992 (*Mrs Tehan*) - put and agreed to.

3 **PAPER** - Mrs Tehan presented:

Consultative Council on Obstetric and Paediatric Mortality and Morbidity - Report for the year 1992 - Return to the foregoing Order.

Ordered to lie on the Table.

4 **PUBLIC ACCOUNTS AND ESTIMATES COMMITTEE** - Mr Weideman, Chairman, brought up a Report from the Public Accounts and Estimates Committee upon Victorian Public Hospitals - Arrangements with Contracted Doctors, together with Appendices and Minutes of Evidence.

Ordered to lie on the Table and the Report and Appendices to be printed.

5 **LAW REFORM COMMITTEE** - Mr Cole brought up a Report from the Law Reform Committee upon Reforming the Law of Wills, together with Appendices, Submissions and Minutes of Evidence.

Ordered to lie on the Table and the Report and Appendices to be printed.

6 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until tomorrow at 10.00 a.m. (*Mr Gude*) - put and agreed to.

7 **FINANCIAL INSTITUTIONS (VICTORIA) (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mrs Wade*).

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

Ordered - That the debate be adjourned until Wednesday, 25 May 1994.

- 8 **SWAN HILL PIONEER SETTLEMENT AUTHORITY (REPEAL) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and, by leave, read a third time forthwith with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

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

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

- 10 **STATE TRUSTEES (STATE OWNED COMPANY) BILL** - Order read for resuming debate on question - That this Bill be now read a second time.

Pursuant to Sessional Orders, Mr Stockdale announced that it was proposed to move amendments in Committee and requested that they be circulated. Amendments circulated.

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

Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly .

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

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

- 11 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 12 **POSTPONEMENT OF ORDER OF THE DAY** - Ordered - That the consideration of Order of the Day, Government Business, No. 5, be postponed until later this day.
- 13 **CASINO CONTROL (MISCELLANEOUS AMENDMENTS) BILL** - Order read for resuming debate on question - That this Bill be now read a second time.

Pursuant to Sessional Orders, Mrs Wade announced that it was proposed to move amendments in Committee and requested that they be circulated. Amendments circulated.

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

Amendment proposed - That all the words after "That" be omitted with the view of inserting in place thereof the words "this House refuses to read this Bill a second time until - (a) all bids of the unsuccessful tenderers in relation to the Melbourne Casino are tabled in the House; and (b) the specific conditions under which the bidders for the Melbourne Casino agreed to minor amendments being made to the successful bid be tabled in the House." (*Mr Brumby*) - and, after debate -

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

The House divided.

AYES, 49

Mr Bildstien	Mr Hyams	Dr Napthine	Mr Stockdale
Mr Brown	Mr Jasper	Mr Perrin	Mrs Tehan
Mr Clark	Mr John	Mr Perton	Mr Thompson
Mr Coleman	Mr Kennett	Mrs Peulich	(Sandringham)
Mr Cooper	Mr Kilgour	Mr Phillips	Mr Traynor
Mr Davis	Mr Leigh	Mr Plowman	Mr Treasure
Dr Dean	Mr McArthur	(Benambra)	Mr Turner
Mr Doyle	Mr McGrath	Mr Reynolds	Mrs Wade
Mr Elder	(Wimmera)	Mr Richardson	Mr Weideman
Mrs Elliott	Mr McLellan	Mr Rowe	
Mr Finn	(Frankston East)	Mr Ryan	
Mr Hayward	Mr McNamara	Mr Smith	(Glen Waverley)
Mr Heffernan	Mr Maclellan	Mr Smith	Tellers
Mrs Henderson	(Pakenham)	(Polwarth)	Mr Ashley
Mr Honeywood	Mr Maughan		Mr Spry

NOES, 24

Mr Baker	Ms Garbutt	Mr Pandazopoulos	Mr Thwaites
Mr Batchelor	Mr Haermeyer	Mr Sandon	Dr Vaughan
Mr Carli	Mr Hamilton	Mr Seitz	
Dr Coghill	Ms Kirner	Mr Sercombe	
Mr Cole	Mr Leighton	Mr Sheehan	Tellers
Mr Cunningham	Mr Loney	Mr Thomson	Mr Andrianopoulos
Mr Dollis	Ms Marple	(Pascoe Vale)	Mr Mildenhall

And so it was resolved in the affirmative.

Bill read a second time and committed; considered in Committee and reported with amendments and with an amended long title, which title is as follows:

"A Bill to amend the 'Casino Control Act 1991' and the 'Liquor Control Act 1987' and for other purposes".

Bill, as amended, considered, and amendments agreed to; read a third time.

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

- 14 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Agreeing to the Transport (Further Amendment) Bill with amendments.

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

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

*Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders.*

Motion made and question - That the sitting be continued (Mr Coleman) - put and agreed to.

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

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

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

- 16 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Maclellan, Pakenham*) - put and agreed to.
- 17 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn. And the House, at 11.55 p.m., adjourned until tomorrow.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 98 - Friday, 20 May 1994

- 1 The House met pursuant to adjournment - Mr Speaker took the Chair and read the Prayer.
- 2 **PETITION** - The Clerk announced that the following petition had been lodged for presentation:

Mount Stirling - Seeking that Mount Stirling be protected from mechanical gondola, ski lifts and associated infrastructure and that it be preserved for all time, bearing 106 signatures (*by Mr Tanner*).

Ordered to lie on the Table.

3 **PAPERS** -

Mr Speaker presented:

Auditor-General - Report on Ministerial Portfolios, May 1994.

Ordered to lie on the Table and to be printed.

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

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

- Alberton Planning Scheme - Nos. L31, L33
- Bairnsdale (Shire) Planning Scheme - No. L39
- Benalla City Planning Scheme - No. L30
- Fitzroy Planning Scheme - No. L13
- Flinders Planning Scheme - No. L128
- Greater Geelong Planning Scheme - No. L53
- Hastings Planning Scheme - No. L103
- Korumburra Planning Scheme - No. L47
- Malvern Planning Scheme - No. L25
- Rosedale Planning Scheme - No. L38
- Sandringham Planning Scheme - No. L13
- Sunshine Planning Scheme - No. L62
- Tambo Planning Scheme - No. L62
- Traralgon (Shire) Planning Scheme - No. L36

Wangaratta Shire Planning Scheme - No. L14
 Werribee Planning Scheme - No. L62
 Wodonga Planning Scheme - No. L64.

- 4 **LAND (REVOCATION OF RESERVATIONS) BILL** - Mr Smith (*Polwarth*) obtained leave, with Mr Coleman, to bring in a Bill "*to revoke the permanent reservations of certain lands, to authorise the sale of those lands, to amend the 'Melbourne Market and Park Lands Act 1933', the 'Melbourne Lands and Market Sites Act 1991' and the 'Melbourne University (VCAH) Act 1992', to repeal the 'Melbourne Market and Park Lands Act 1955' and for other purposes*"; and the said Bill was read a first time, ordered to be printed and read a second time, by leave, later this day.
- 5 **GAMING AND BETTING BILL** - Bill committed; considered in Committee. Committee reported progress; to sit again later this day.
- 6 **VICTORIAN INSTITUTE OF MARINE SCIENCES (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.
 Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 7 **APPROPRIATION (INTERIM 1994-95) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.
*Business having been interrupted at 2.00 p.m.
 pursuant to Sessional Orders.*
- 8 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 9 **APPROPRIATION (INTERIM 1994-95) BILL** - Debate resumed on question - That this Bill be now read a second time; Bill read a second time and, by leave, read a third time forthwith.
 Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 10 **ERROR IN DIVISION LIST** - Mr Speaker informed the House that, in the division which took place in the Committee of the Whole on the Gaming and Betting Bill, the name of the Honourable Member for Williamstown, Ms Kirner, was recorded instead of that of the Honourable Member for Shepparton, Mr Kilgour. The Clerk has verified with the tellers for the "Ayes" that Mr Kilgour was present. The Honourable Member for Williamstown, Ms Kirner, was not present in the House.
 Mr Speaker then directed the Clerk to correct the Division List accordingly.
- 11 **GAMING AND BETTING BILL** - Further considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.
 Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 12 **APPROPRIATION (PARLIAMENT) (INTERIM 1994-95) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.
 Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 13 **FINANCIAL MANAGEMENT (CONSEQUENTIAL AMENDMENTS) BILL** - Order read for the consideration of the amendments made by the Legislative Council.
Allocation of time - Mr Speaker advised that the time allocated for consideration of Bills pursuant to Resolution of the House on Tuesday, 17 May 1994 had expired -
 And the said amendments were read a second time and agreed to by the House.
 Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 14 **LAND (REVOCATION OF RESERVATIONS) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Smith, Polwarth*).
Mr Smith, Polwarth, made the statement of intention required by section 85(5)(c) of the Constitution Act 1975.
 Motion made and question - That the debate be now adjourned (*Mr Thomson, Pascoe Vale*) - put and agreed to.
 Ordered, after debate - That the debate be adjourned until Wednesday, 25 May 1994.
- 15 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question - That the consideration of remaining business be postponed (*Mr Maclellan, Pakenham*) - put and agreed to.
- 16 **ADJOURNMENT** - Resolved, after debate - That the House do now adjourn.
 And the House, at 6.09 p.m., adjourned until Tuesday, 24 May 1994.

J.G. LITTLE
 Clerk of the Legislative Assembly

JOHN E. DELZOPPO
 Speaker

LEGISLATIVE ASSEMBLY OF VICTORIA

VOTES AND PROCEEDINGS

Nos. 99, 100, 101 and 102

No. 99 - Tuesday, 24 May 1994

- 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:

Voluntary Student Unionism - Seeking that the Bill to amend the Tertiary Education Act 1993 in relation to voluntary student unionism be altered in order to allow colleges to continue to ensure the provision of quality non-academic services to their students, bearing 91 signatures (*by Mr Tanner*)

City of Greater Geelong Elections - Seeking that the Parliament calls upon the Minister for Local Government to hold local government elections for the City of Greater Geelong no later than August 1994, bearing 2,254 signatures (*by Mr Loney*).

Severally ordered to lie on the Table.

- 4 **PETITION - CITY OF GREATER GEELONG ELECTIONS** - Motion made and question - That the petition presented by the Member for Geelong North relating to elections for the City of Greater Geelong be taken into consideration tomorrow. (*Mr Loney*) - put and agreed to.
- 5 **PAPERS** - The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:

Planning and Environment Act 1987 - Notices of approval of amendments to the following Planning Schemes:

All Planning Schemes - No. S33
 Lillydale Planning Scheme - No. L133
 Moorabbin Planning Scheme - No. L35
 Preston Planning Scheme - No. L48
 Sandringham Planning Scheme - No. L9
 South Melbourne Planning Scheme - Nos. L50, L65
 Springvale Planning Scheme - No. L64
 Werribee Planning Scheme - No. L71
 Whittlesea Planning Scheme - No. L89

Statutory Rules under the following Acts:

Criminal Injuries Compensation Act 1983 - S.R. No. 64

Health Act 1958 - S.R. No. 61, together with copies of the following documents as required by Section 32 of the Interpretation of Legislation Act 1984 to accompany the Statutory Rule:

Code of Practice for the Safe Transport of Radioactive Substances 1990

Annual limits on intake of Radionuclides by Workers Based on the 1990 Recommendations, ICRP Publications 61, Annals of the ICRP, Volume 21, No. 4

International Standard - Sealed radioactive sources - Classification, ISO 2919 - 1980

International Standard Technical Report Sealed radioactive sources - Leak test methods, ISO/TR 4826 - 1979

Supreme Court Act 1986 - S.R. No. 63

Victorian Dried Fruits Board - Report for the year 1993.

The following proclamation fixing an operative date was laid upon the Table by the Clerk pursuant to an Order of the House dated 27 October 1992:

Health and Community Services (General Amendment) Act 1993 - Sections 7, 8, 9, 10, 11 and 12 on 8 May 1994 (*Gazette No. G20, 19 May 1994*).

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

Alcoholics and Drug-dependent Persons (Amendment) Bill
National Crime Authority (State Provisions) (Amendment) Bill
Witness Protection (Amendment) Bill.

- 7 **MESSAGES FROM HIS EXCELLENCY THE GOVERNOR** - Mr Speaker announced the presentation of Messages from His Excellency the Governor -

Recommending an appropriation for the purposes of the Land (Revocation of Reservations) Bill

Recommending a further appropriation for the purposes of the following Bills:

Electricity Industry (Amendment) Bill
Melbourne Exhibition Centre Bill.

- 8 **JOINT PARLIAMENTARY COMMITTEE RECORDS** - Motion made, by leave, and question - That - (a) this House authorizes the transfer to the Public Record Office of all Joint Parliamentary Committee records in excess of 4 years old which have not been tabled in the Parliament, subject to the condition that they remain the property of the Parliament; (b) subject to paragraph (d), access to such documents be granted only on the joint authority of the Presiding Officers or their nominated delegates; (c) reproduction or publication of the whole or any part of the documents be permitted for educational, historical or research purposes subject to the approval of the Presiding Officers and on such terms and conditions as they may determine; and (d) access to material presented to any Committee on a confidential basis not be permitted - (i) in respect of *in camera* evidence and personal records less than 75 years old; or (ii) in respect of all other material less than 30 years old. (*Mr Gude*) - put and agreed to.

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

- 9 **GOVERNMENT BUSINESS PROGRAM** - Motion made and question proposed - That, pursuant to Sessional Order No. 6.(3), the Orders of the Day, Government Business, relating to the following Bills be considered and completed by 5.00 p.m. on Friday, 27 May 1994:

Public Prosecutions Bill
Catchment and Land Protection Bill
Melbourne Water Corporation (Amendment) Bill

Electricity Industry (Amendment) Bill
Office of the Regulator-General Bill
Tertiary Education (Amendment) Bill
Vocational Education and Training (Amendment) Bill
Victorian Funds Management Corporation Bill
Westernport (Crib Point Terminal) Bill
Superannuation Acts (Amendment) Bill
Local Government (Competitive Tendering) Bill
Melbourne Exhibition Centre Bill
Transport (Further Amendment) Bill
Accident Compensation (Amendment) Bill
Southgate Project Bill
Financial Institutions (Victoria) (Amendment) Bill
Land (Revocation of Reservations) Bill.

(*Mr Gude*) - and, after debate -

Amendment proposed - That the expression "Friday, 27 May" be omitted with the view of inserting in place thereof "Thursday, 2 June" (*Mr Brumby*) - and, after debate -

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

The House divided.

AYES, 59

Mr Ashley	Mr John	Mr Perton	Mr Stockdale
Mr Bildstien	Mr Kennett	Mr Pescott	Mr Tanner
Mr Brown	Mr Kilgour	Mrs Peulich	Mrs Tehan
Mr Clark	Mr Leigh	Mr Phillips	Mr Thompson
Mr Coleman	Mr Lupton	Mr Plowman	(<i>Sandringham</i>)
Mr Cooper	Mr McArthur	(<i>Benambra</i>)	Mr Traynor
Mr Davis	Mrs McGill	Mr Plowman	Mr Treasure
Dr Dean	Mr McGrath	(<i>Evelyn</i>)	Mr Turner
Mr Elder	(<i>Wimmera</i>)	Mr Reynolds	Mrs Wade
Mrs Elliott	Mr McLellan	Mr Richardson	Mr Weideman
Mr Gude	(<i>Frankston East</i>)	Mr Rowe	Mr Wells
Mr Hayward	Mr McNamara	Mr Ryan	
Mr Heffernan	Mr Maclellan	Mr Smith	
Mrs Henderson	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	
Mr Honeywood	Mr Maughan	Mr Smith	
Mr Hyams	Dr Napthine	(<i>Polwarth</i>)	<i>Tellers</i>
Mr Jasper	Mr Paterson	Mr Spry	Mr Doyle
Mr Jenkins	Mr Perrin	Mr Steggall	Mr Finn

NOES, 25

Mr Andrianopoulos	Mr Hamilton	Mr Seitz	
Mr Baker	Ms Kirner	Mr Sercombe	
Mr Batchelor	Mr Leighton	Mr Sheehan	
Mr Brumby	Mr Loney	Mr Thomson	
Mr Cole	Ms Marple	(<i>Pascoe Vale</i>)	
Mr Cunningham	Mr Micallef	Mr Thwaites	<i>Tellers</i>
Mr Dollis	Mr Mildenhall	Dr Vaughan	Mr Carli
Ms Garbutt	Mr Sandon	Mrs Wilson	Mr Pandazopoulos

And so it was resolved in the affirmative.

Original question - put and agreed to.

- 10 **FISHERIES (AMENDMENT) BILL** - Mr Coleman obtained leave, with Mr Gude, to bring in a Bill "to amend the 'Fisheries Act 1968' and the 'Conservation, Forests and Lands Act 1987' and for other purposes"; and the said Bill was read a first time, ordered to be printed and read a second time tomorrow.
- 11 **PUBLIC PROSECUTIONS BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

*Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders.*

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

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

Question - put.

The House divided.

AYES, 57

Mr Ashley	Mr Jasper	Mr Pescott	Mr Tanner
Mr Bildstien	Mr John	Mrs Peulich	Mrs Tehan
Mr Brown	Mr Kilgour	Mr Phillips	Mr Thompson
Mr Clark	Mr Leigh	Mr Plowman	(<i>Sandringham</i>)
Mr Coleman	Mr Lupton	(<i>Benambra</i>)	Mr Treasure
Mr Cooper	Mr McArthur	Mr Plowman	Mr Turner
Mr Davis	Mrs McGill	(<i>Evelyn</i>)	Mr Wade
Dr Dean	Mr McGrath	Mr Reynolds	Mr Weideman
Mr Doyle	(<i>Wimmera</i>)	Mr Richardson	Mr Wells
Mr Elder	Mr McLellan	Mr Rowe	
Mrs Elliott	(<i>Frankston East</i>)	Mr Ryan	
Mr Finn	Mr Maclellan	Mr Smith	
Mr Gude	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	
Mr Hayward	Mr Maughan	Mr Smith	
Mr Heffernan	Dr Napthine	(<i>Polwarth</i>)	
Mrs Henderson	Mr Paterson	Mr Spry	<i>Tellers</i>
Mr Honeywood	Mr Perrin	Mr Steggall	Mr Jenkins
Mr Hyams	Mr Perton	Mr Stockdale	Mr Traynor

NOES, 26

Mr Andrianopoulos	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Baker	Ms Kirner	Mr Seitz	
Mr Batchelor	Mr Leighton	Mr Sercombe	
Mr Brumby	Mr Loney	Mr Sheehan	
Mr Cole	Ms Marple	Mr Thomson	
Mr Dollis	Mr Micallef	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Ms Garbutt	Mr Mildenhall	Mr Thwaites	Mr Carli
Mr Haermeyer	Mr Pandazopoulos	Dr Vaughan	Mr Cunningham

And so it was resolved in the affirmative.

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

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

- 12 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:

Control of Weapons (Amendment) Bill
Land Conservation (Amendment) Bill
Subdivision (Further Amendment) Bill
Treasury Corporation of Victoria (Amendment) Bill
Arts Institutions (Amendment) Bill
Magistrates' Court (Amendment) Bill.

- 13 **MESSAGE FROM THE LEGISLATIVE COUNCIL** - Acquainting the Assembly that they have agreed to the resolution passed by the Assembly concerning the transfer of Joint Parliamentary Committee Records to the Public Record Office.

- 14 **CATCHMENT AND LAND PROTECTION BILL** - Order read for resuming debate on question - That this Bill be now read a second time.

Pursuant to Sessional Orders, Mr Coleman announced that it was proposed to move amendments in Committee and requested that they be circulated. Amendments circulated.

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

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

Ordered - That the debate be adjourned until tomorrow.

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

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

And the House having continued to sit till after 12 midnight -

WEDNESDAY, 25 MAY 1994

Question - put and agreed to.

And the House, at 12.09 a.m. adjourned until later this day.

J.G. LITTLE
Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 100 - Wednesday, 25 May 1994

- 1 Mr Speaker took the Chair and read the Prayer.
- 2 **ENVIRONMENT AND NATURAL RESOURCES COMMITTEE** - Mr Perrin, Chairman, brought up a Report from the Environment and Natural Resources Committee on Planning Issues for Extractive Industries, together with Appendices and Minutes of Evidence.

Ordered to lie on the Table and the Report and Appendices to be printed.

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

Melbourne College of Printing and Graphic Arts - Report for the year 1993

Parliamentary Committees Act 1968 - Response from the Attorney-General on the action taken with respect to the recommendations made by the Scrutiny of Acts and Regulations Committee on the Review of the Victorian *Equal Opportunity Act 1984*

Water Act 1989 - Notification by the Minister for Natural Resources of the reasons for deciding to constitute the following five new authorities to take over part of the property rights, liabilities, powers and functions of the Rural Water Corporation:

Gippsland Rural Water Authority,
Goulburn-Murray Rural Water Authority,
Southern Rural Water Authority,
Sunraysia Rural Water Authority, and
Wimmera-Mallee Rural Water Authority.

- 4 **GRIEVANCES** - Question - That grievances be noted - put, after debate, and agreed to.

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

- 6 **FISHERIES (AMENDMENT) BILL** - Motion made and question proposed - That this Bill be now read a second time (*Mr Coleman*).

Motion made and question - That the debate be now adjourned (*Ms Marple*) - put and agreed to.

Ordered - That the debate be adjourned until Wednesday, 8 June 1994.

- 7 **ELECTRICITY INDUSTRY (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time.

Pursuant to Sessional Orders, Mr Plowman (*Evelyn*) announced that it was proposed to move amendments in Committee and requested that they be circulated. Amendments circulated.

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

Amendment proposed - That all the words after "That" be omitted with the view of inserting in place thereof the words "this House refuses to read this Bill a second time until arrangements are in place to provide for: (a) the maintenance of a uniform domestic electricity tariff throughout Victoria; (b) the reversal of all increases in electricity supply charges on domestic users imposed since 3 October, 1992; (c) the continuation and enhancement of electricity demand management programs; (d) the continued funding of research and development into renewable energy sources currently undertaken by public electricity authorities; and (e) the continued funding for the bushfire mitigation program currently undertaken by public electricity authorities." (*Mr Brumby*) - and, after debate -

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

The House divided.

AYES, 54

Mr Ashley	Mr Jasper	Mr Maughan	Mr Steggall
Mr Bildstien	Mr Jenkins	Dr Naphthine	Mr Stockdale
Mr Brown	Mr John	Mr Paterson	Mr Tanner
Mr Clark	Mr Kilgour	Mr Perrin	Mrs Tehan
Mr Cooper	Mr Leigh	Mr Pescott	Mr Thompson
Mr Davis	Mr Lupton	Mr Phillips	(Sandringham)
Dr Dean	Mr McArthur	Mr Plowman	Mr Traynor
Mr Doyle	Mrs McGill	(Benambra)	Mr Treasure
Mr Elder	Mr McGrath	Mr Plowman	Mr Turner
Mr Finn	(Warrnambool)	(Evelyn)	Mrs Wade
Mr Gude	Mr McGrath	Mr Reynolds	Mr Weideman
Mr Hayward	(Wimmera)	Mr Richardson	Mr Wells
Mr Heffernan	Mr McLellan	Mr Rowe	
Mrs Henderson	(Frankston East)	Mr Ryan	Tellers
Mr Honeywood	Mr Maclellan	Mr Smith	Mrs Peulich
Mr Hyams	(Pakenham)	(Glen Waverley)	Mr Spry

NOES, 24

Mr Andrianopoulos	Mr Haermeyer	Mr Sandon	Dr Vaughan
Mr Baker	Ms Kirner	Mr Seitz	Mrs Wilson
Mr Batchelor	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Cunningham	Ms Marple	Mr Thomson	Tellers
Mr Dollis	Mr Micallef	(Pascoe Vale)	Mr Carli
Ms Garbutt	Mr Mildenhall	Mr Thwaites	Mr Pandazopoulos

And so it was resolved in the affirmative.

Bill read a second time and committed.

Committee reported progress; to sit again tomorrow.

8 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:

Swan Hill Pioneer Settlement Authority (Repeal) Bill
Tobacco Leaf Industry (Deregulation) Bill.

9 **VOCATIONAL EDUCATION AND TRAINING (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time.

Pursuant to Sessional Orders, Mr Hayward announced that it was proposed to move amendments in Committee and requested that they be circulated. Amendments circulated.

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

Amendment proposed - That all the words after "That" be omitted with the view of inserting in place thereof the words "this Bill be withdrawn and redrafted to reinstate the tripartite nature of the vocational education and training system which has served Victoria well." (Mr Sandon) - and, after debate -

*Business having been interrupted at 10.00 p.m.
pursuant to Sessional Orders.*

Motion made and question - That the sitting be continued (Mr Gude) - 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, 58

Mr Ashley	Mr Jasper	Mr Perton	Mr Tanner
Mr Bildstien	Mr Jenkins	Mr Pescott	Mrs Tehan
Mr Brown	Mr John	Mrs Peulich	Mr Thompson
Mr Clark	Mr Kilgour	Mr Phillips	(Sandringham)
Mr Coleman	Mr Leigh	Mr Plowman	Mr Traynor
Mr Cooper	Mr Lupton	(Benambra)	Mr Treasurer
Mr Davis	Mr McArthur	Mr Plowman	Mr Turner
Dr Dean	Mrs McGill	(Evelyn)	Mrs Wade
Mr Doyle	Mr McGrath	Mr Reynolds	Mr Weideman
Mr Elder	(Warrnambool)	Mr Richardson	Mr Wells
Mrs Elliott	Mr McGrath	Mr Ryan	
Mr Finn	(Wimmera)	Mr Smith	
Mr Gude	Mr Maclellan	(Glen Waverley)	
Mr Hayward	(Pakenham)	Mr Smith	
Mr Heffernan	Mr Maughan	(Polwarth)	Tellers
Mrs Henderson	Dr Napthine	Mr Spry	Mr McLellan
Mr Honeywood	Mr Paterson	Mr Steggall	(Frankston East)
Mr Hyams	Mr Perrin	Mr Stockdale	Mr Rowe

NOES, 26

Mr Andrianopoulos	Mr Haermeyer	Mr Sandon	Mrs Wilson
Mr Baker	Ms Kirner	Mr Seitz	
Mr Batchelor	Mr Leighton	Mr Sercombe	
Mr Brumby	Mr Loney	Mr Sheehan	
Mr Cole	Ms Marple	Mr Thomson	
Mr Cunningham	Mr Micallef	(Pascoe Vale)	Tellers
Mr Dollis	Mr Mildenhall	Mr Thwaites	Mr Carli
Ms Garbutt	Mr Pandazopoulos	Dr Vaughan	Mr Hamilton

And so it was resolved in the affirmative.

Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

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

10 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:

- Stamps (Securities Clearing House) Bill
- Casino Control (Miscellaneous Amendments) Bill
- Financial Agreement Bill
- Victorian Institute of Marine Sciences (Amendment) Bill.

11 **MELBOURNE EXHIBITION CENTRE BILL** - Order read for resuming debate on question - That this Bill be now read a second time.

Pursuant to Sessional Orders, Mr Gude announced that it was proposed to move amendments in Committee and requested that they be circulated. Amendments circulated.

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

Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and committed; considered in Committee and reported with amendments; as amended, considered, and amendments agreed to; read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

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

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

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

And the House, at 11.46 p.m., adjourned until tomorrow.

J.G. LITTLE

Clerk of the Legislative Assembly

JOHN E. DELZOPPO

Speaker

No. 101 - Thursday, 26 May 1994

1 Mr Speaker took the Chair and read the Prayer.

2 **ABSENCE OF THE CLERK** - Mr Speaker announced that the Clerk was absent due to illness and that he had directed the Deputy Clerk to perform the duties of the Clerk during his absence, and to take his chair at the Table.

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

Universal Student Unionism - Seeking that the Government halts plans to introduce any infringement of Universal Student Unionism, bearing 8,204 signatures (*by Mr Brumby*)

Clothing Requirements for Food Outlets - Seeking that the House take all necessary action to prevent people who prepare, retail and/or deliver food from carrying out those tasks without wearing all their clothes, bearing 1,071 signatures (*by Mr Batchelor*).

Severally ordered to lie on the Table.

4 **PUBLIC ACCOUNTS AND ESTIMATES COMMITTEE** - Mr Weideman, Chairman, brought up an Interim Report from the Public Accounts and Estimates Committee upon the 1993-94 Budget Estimates and a Report on a matter related to the Auditor-General's Report on the 1992-93 Finance Statement, together with Minutes of Evidence.

Ordered to lie on the Table and the Reports to be printed.

- 5 **ECONOMIC DEVELOPMENT COMMITTEE** - Mr Leighton brought up a Report from the Economic Development Committee on a Code of Tendering for the Victorian Building and Construction Industry, together with Appendices.

Ordered to lie on the Table and to be printed.

- 6 **PAPERS** -

Mr Speaker presented:

Auditor-General - Special Report No. 31 on Purchasing Practices.

Ordered to lie on the Table and to be printed.

Mrs Wade presented by Command of His Excellency the Governor:

Supreme Court Judges - Report for year 1993

County Court of Victoria - Report for the year 1992-93

Council of Magistrates - Report for the year ended 31 July 1993.

Severally ordered to lie on the Table.

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

Members of Parliament (Register of Interests) Act 1978 - Summary of Variations notified between 25 November 1993 and 25 May 1994 - Ordered to be printed.

- 7 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until tomorrow at 10.00 a.m. (*Mr Gude*) - put and agreed to.

- 8 **TERTIARY EDUCATION (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time.

Pursuant to Sessional Orders, Mr Hayward announced that it was proposed to move amendments in Committee and requested that they be circulated. Amendments circulated.

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

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

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

- 9 **INTRODUCTION AGENCIES IN VICTORIA** - Motion made, by leave, and question - That there be presented to this House a copy of the Report of the Joint Office of Fair Trading and Business Affairs and Consumer Advocacy and Financial Counselling Association Working Party into Introduction Agencies in Victoria (*Mrs Wade*) - put and agreed to.

- 10 **PAPER** - Mrs Wade presented:

Report of the Joint Office of Fair Trading and Business Affairs and Consumer Advocacy and Financial Counselling Association Working Party into Introduction Agencies in Victoria - Return to the foregoing Order.

Ordered to lie on the Table and to be printed.

- 11 **TERTIARY 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 2.00 p.m.
pursuant to Sessional Orders.*

- 12 **QUESTIONS** - (Pursuant to Standing Order No. 124).
- 13 **TERTIARY EDUCATION (AMENDMENT) BILL** - Debate resumed on question - That this Bill be now read a second time.
 Motion made and question - That the debate be now adjourned (*Dr Dean*) - put and agreed to.
 Ordered - That the debate be adjourned until later this day.
- 14 **MELBOURNE WATER CORPORATION (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, 55

Mr Ashley	Mr Hyams	Mr Perton	Mr Tanner
Mr Bildstien	Mr Jasper	Mrs Peulich	Mrs Tehan
Mr Brown	Mr Jenkins	Mr Phillips	Mr Thompson
Mr Clark	Mr John	Mr Plowman	(<i>Sandringham</i>)
Mr Coleman	Mr Kilgour	(<i>Benambra</i>)	Mr Traynor
Mr Cooper	Mr Leigh	Mr Plowman	Mr Treasure
Mr Davis	Mr McArthur	(<i>Evelyn</i>)	Mr Turner
Dr Dean	Mrs McGill	Mr Richardson	Mrs Wade
Mr Doyle	Mr McGrath	Mr Rowe	Mr Weideman
Mr Elder	(<i>Wimmera</i>)	Mr Ryan	Mr Wells
Mrs Elliott	Mr McLellan	Mr Smith	
Mr Finn	(<i>Frankston East</i>)	(<i>Glen Waverley</i>)	
Mr Gude	Mr Maclellan	Mr Smith	
Mr Hayward	(<i>Pakenham</i>)	(<i>Polwarth</i>)	
Mr Heffernan	Mr Maughan	Mr Spry	<i>Tellers</i>
Mrs Henderson	Dr Naphine	Mr Steggall	Mr Lupton
Mr Honeywood	Mr Perrin	Mr Stockdale	Mr Paterson

NOES, 22

Mr Andrianopoulos	Mr Haermeyer	Mr Sandon	
Mr Baker	Mr Hamilton	Mr Seitz	
Mr Batchelor	Ms Kirner	Mr Thomson	
Mr Cole	Mr Leighton	(<i>Pascoe Vale</i>)	
Mr Cunningham	Mr Loney	Mr Thwaites	<i>Tellers</i>
Mr Dollis	Ms Marple	Dr Vaughan	Mr Carli
Ms Garbutt	Mr Mildenhall	Mrs Wilson	Mr Pandazopoulos

And so it was resolved in the affirmative.

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

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

- 15 **MESSAGES FROM THE LEGISLATIVE COUNCIL** - Agreeing to the following Bills without amendment:

Gaming and Betting Bill
 Water (Further Amendment) Bill
 State Trustees (State Owned Company) Bill
 Appropriation (Parliament) (Interim 1994-95) Bill.

- 16 **FINANCIAL INSTITUTIONS (VICTORIA) (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 10.00 p.m.
 pursuant to Sessional Orders.*

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

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

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

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

- 17 **OFFICE OF THE REGULATOR-GENERAL 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, 53

Mr Ashley	Mr Jasper	Mr Perrin	Mr Tanner
Mr Bildstien	Mr Jenkins	Mr Perton	Mr Thompson
Mr Clark	Mr John	Mrs Peulich	(<i>Sandringham</i>)
Mr Coleman	Mr Kennett	Mr Phillips	Mr Traynor
Mr Cooper	Mr Kilgour	Mr Plowman	Mr Treasure
Mr Davis	Mr Leigh	(<i>Benambra</i>)	Mr Turner
Dr Dean	Mr Lupton	Mr Plowman	Mrs Wade
Mr Doyle	Mr McArthur	(<i>Evelyn</i>)	Mr Weideman
Mr Elder	Mrs McGill	Mr Richardson	
Mrs Elliott	Mr McGrath	Mr Rowe	
Mr Finn	(<i>Wimmera</i>)	Mr Ryan	
Mr Gude	Mr McLellan	Mr Smith	
Mr Hayward	(<i>Frankston East</i>)	(<i>Glen Waverley</i>)	
Mr Heffernan	Mr Maclellan	Mr Smith	
Mrs Henderson	(<i>Pakenham</i>)	(<i>Polwarth</i>)	<i>Tellers</i>
Mr Honeywood	Mr Maughan	Mr Steggall	Mr Spry
Mr Hyams	Mr Paterson	Mr Stockdale	Mr Wells

NOES, 21

Mr Baker	Mr Haermeyer	Mr Micallef	Mr Thwaites
Mr Batchelor	Mr Hamilton	Mr Mildenhall	Dr Vaughan
Mr Cole	Ms Kirner	Mr Pandazopoulos	
Mr Cunningham	Mr Leighton	Mr Seitz	<i>Tellers</i>
Mr Dollis	Mr Loney	Mr Thomson	Mr Andrianopoulos
Ms Garbutt	Ms Marple	(<i>Pascoe Vale</i>)	Mr Carli

And so it was resolved in the affirmative.

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

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

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

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

And the House, at 11.45 p.m., adjourned until tomorrow.

P. J. MITHEN
Acting Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

No. 102 - Friday, 27 May 1994

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

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

Voluntary Student Unionism - Seeking that the Tertiary Education (Amendment) Bill 1994 in relation to voluntary student unionism be opposed and consequently not enacted in the State of Victoria, bearing 210 signatures (*by Mr Brumby*)

Quality of Life at Laverton - Seeking that the House take all necessary steps to help improve the quality of peoples' lives at Laverton, bearing 1,968 signatures (*by Ms Marple*)

Australian Grand Prix - Seeking that the Parliament enact legislation to prevent the conduct of the Australian Grand Prix or similar events at Albert Park, bearing 20 signatures (*by Mr Doyle*)

Human Rights Protection - Seeking that the House moves to protect the Human Rights of its lesbian and gay constituents and citizens, as recommended by the Scrutiny of Acts and Regulations Committee, by amending the Equal Opportunity Act 1984 to prohibit discrimination on the grounds of a person's sexuality, bearing 62 signatures (*by Mr Hayward*).

Severally ordered to lie on the Table.

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

Deakin University - Report for the year 1993, together with Statutes approved by the Governor in Council during 1993

- La Trobe University Council - Report for the year 1993, together with Statutes approved by the Governor in Council during 1993
- Monash University - Report for the year 1993, together with Statutes approved by the Governor in Council during 1993
- RMIT University - Report for the year 1993
- Standing Review and Advisory Committee on Infertility - Reports for the years 1988 to 1993 (six papers)
- Statutory Rule under the Stock (Seller Liability and Declarations) Act 1993 - S.R. No. 66
- Swinburne University - Report for the year 1993
- University of Melbourne - Report and Financial Statements for the year 1993, together with Statutes approved by the Governor in Council during 1993 (two papers)
- Victorian College of Agriculture and Horticulture Limited - Report for the year 1993
- Victoria University of Technology - Report for the year 1993.
- 4 **HOUSE COMMITTEE - MEMBERSHIP** - Motion made, by leave, and question - That Dr Vaughan be appointed a Member of the House Committee. (*Mr Gude*) - put and agreed to.
- 5 **ECONOMIC DEVELOPMENT COMMITTEE - MEMBERSHIP** - Motion made, by leave, and question - That Mr Mildenhall be appointed a Member of the Economic Development Committee (contingent on the Legislative Council discharging from attendance on that Committee, the Honourable B. W. Mier). (*Mr Gude*) - put and agreed to.
- 6 **ROAD SAFETY COMMITTEE - MEMBERSHIP** - Motion made, by leave, and question - That Mr Mildenhall be discharged from attendance on the Road Safety Committee. (*Mr Gude*) - put and agreed to.
- 7 **SCRUTINY OF ACTS AND REGULATIONS COMMITTEE - MEMBERSHIP** - Motion made, by leave, and question - That Mr Carli be appointed a Member of the Scrutiny of Acts and Regulations Committee. (*Mr Gude*) - put and agreed to.
- 8 **POSTPONEMENT OF ORDER OF THE DAY** - Ordered - That the consideration of Order of the Day, Government Business, No. 1, be postponed until later this day.
- 9 **SOUTHGATE PROJECT BILL** - Order read for resuming debate on question - That this Bill be now read a second time.
- Mr Speaker ruled the Bill to be a Private Bill.
- Motion made and question - That this Bill be treated as a Public Bill (*Mr Maclellan, Pakenham*) - put, after debate, and agreed to.
- Mr Maclellan (*Pakenham*) advised the House that the required sum under Standing Order No. 168(d) had been paid into Treasury to meet the expenses involved in the passage of the Bill.
- Debate resumed on question - That this Bill be now read a second time; Bill read a second time and, by leave, read a third time forthwith.
- Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

- 10 **VICTORIAN FUNDS MANAGEMENT CORPORATION BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time and, by leave, read a third time forthwith.

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

- 11 **WESTERNPORT (CRIB POINT TERMINAL) BILL** - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.

Amendment proposed - That all the words after "That" be omitted with the view of inserting in place thereof the words "this Bill be withdrawn and redrafted to include legislative implementation of the Crib Point Terminal Oil Spill Prevention and Response Plan once the Plan is completed, accepted and adopted". (*Mr Hamilton*) - and, after debate -

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

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

- 13 **WESTERNPORT (CRIB POINT TERMINAL) BILL** - Debate resumed on question and amendment.

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

The House divided.

AYES, 58

Mr Ashley	Mr John	Mrs Peulich	Mr Thompson
Mr Bildstien	Mr Kennett	Mr Phillips	(<i>Sandringham</i>)
Mr Brown	Mr Kilgour	Mr Plowman	Mr Traynor
Mr Clark	Mr Leigh	(<i>Benambra</i>)	Mr Treasure
Mr Coleman	Mr McArthur	Mr Plowman	Mr Turner
Mr Cooper	Mrs McGill	(<i>Evelyn</i>)	Mrs Wade
Mr Davis	Mr McGrath	Mr Reynolds	Mr Wells
Dr Dean	(<i>Wimmera</i>)	Mr Richardson	
Mr Doyle	Mr McLellan	Mr Rowe	
Mr Elder	(<i>Frankston East</i>)	Mr Ryan	
Mr Finn	Mr McNamara	Mr Smith	
Mr Gude	Mr Maclellan	(<i>Glen Waverley</i>)	
Mr Hayward	(<i>Pakenham</i>)	Mr Smith	
Mr Heffernan	Mr Maughan	(<i>Polwarth</i>)	
Mrs Henderson	Dr Naphine	Mr Spry	
Mr Honeywood	Mr Paterson	Mr Steggall	
Mr Hyams	Mr Perrin	Mr Stockdale	
Mr Jasper	Mr Perton	Mr Tanner	<i>Tellers</i>
Mr Jenkins	Mr Pescott	Mrs Tehan	Mrs Elliott
			Mr Lupton

NOES, 25

Mr Andrianopoulos	Mr Hamilton	Mr Seitz	
Mr Baker	Ms Kirner	Mr Sercombe	
Mr Brumby	Mr Leighton	Mr Sheehan	
Mr Cole	Mr Loney	Mr Thomson	
Mr Cunningham	Ms Marple	(Pascoe Vale)	
Mr Dollis	Mr Micallef	Mr Thwaites	<i>Tellers</i>
Ms Garbutt	Mr Mildenhall	Dr Vaughan	Mr Carli
Mr Haermeyer	Mr Sandon	Mrs Wilson	Mr Pandazopoulos

And so it was resolved in the affirmative.

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

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

14 **MESSAGE FROM THE LEGISLATIVE COUNCIL - Agreeing to the Vocational Education and Training (Amendment) Bill without amendment.**

15 **LAND (REVOCATION OF RESERVATIONS) BILL - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed; Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly and, by leave, read a third time forthwith with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.**

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

16 **LOCAL GOVERNMENT (COMPETITIVE TENDERING) BILL - Order read for resuming debate on question - That this Bill be now read a second time; debate resumed.**

Allocation of time - Mr Speaker advised that the time allocated for consideration of Bills pursuant to Resolution of the House on Tuesday, 24 May 1994 had expired -

Question - put.

The House divided.

AYES, 53

Mr Ashley	Mr Jenkins	Mrs Peulich	Mr Thompson
Mr Brown	Mr John	Mr Phillips	(Sandringham)
Mr Clark	Mr Kilgour	Mr Plowman	Mr Traynor
Mr Coleman	Mr Leigh	(Benambra)	Mr Treasure
Mr Cooper	Mr Lupton	Mr Plowman	Mr Turner
Mr Davis	Mr McArthur	(Evelyn)	Mrs Wade
Dr Dean	Mrs McGill	Mr Richardson	Mr Wells
Mr Doyle	Mr McGrath	Mr Rowe	
Mr Elder	(Wimmera)	Mr Smith	
Mrs Elliott	Mr McLellan	(Glen Waverley)	
Mr Finn	(Frankston East)	Mr Smith	
Mr Gude	Mr McNamara	(Polwarth)	
Mr Hayward	Mr Maughan	Mr Spry	
Mr Heffernan	Dr Napthine	Mr Steggall	
Mrs Henderson	Mr Paterson	Mr Stockdale	Tellers
Mr Honeywood	Mr Perrin	Mr Tanner	Mr Hyams
Mr Jasper	Mr Pescott	Mrs Tehan	Mr Ryan

NOES, 23

Mr Baker	Mr Hamilton	Mr Seitz	Mrs Wilson
Mr Brumby	Ms Kirner	Mr Sercombe	
Mr Cole	Mr Leighton	Mr Sheehan	
Mr Cunningham	Mr Loney	Mr Thomson	
Mr Dollis	Ms Marple	(Pascoe Vale)	Tellers
Ms Garbutt	Mr Micallef	Mr Thwaites	Mr Andrianopoulos
Mr Haermeyer	Mr Pandazopoulos	Dr Vaughan	Mr Carli

And so it was resolved in the affirmative.

Bill read a second time.

Question - That this Bill be now read a third time and that a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the Bill without amendment - put.

The House divided.

AYES, 53

Mr Ashley	Mr Hyams	Dr Napthine	Mr Smith
Mr Brown	Mr Jasper	Mr Paterson	(Polwarth)
Mr Clark	Mr Jenkins	Mr Perrin	Mr Spry
Mr Coleman	Mr John	Mr Perton	Mr Steggall
Mr Cooper	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Davis	Mr Leigh	Mr Phillips	Mrs Tehan
Dr Dean	Mr Lupton	Mr Plowman	Mr Thompson
Mr Doyle	Mr McArthur	(Benambra)	(Sandringham)
Mr Elder	Mrs McGill	Mr Plowman	Mr Traynor
Mrs Elliott	Mr McGrath	(Evelyn)	Mr Treasure
Mr Finn	(Wimmera)	Mr Richardson	Mr Turner
Mr Gude	Mr McLellan	Mr Rowe	Mrs Wade
Mr Hayward	(Frankston East)	Mr Ryan	
Mr Heffernan	Mr McNamara	Mr Smith	Tellers
Mrs Henderson	Mr Maclellan	(Glen Waverley)	Mrs Peulich
Mr Honeywood	(Pakenham)		Mr Wells

NOES, 23

Mr Andrianopoulos	Mr Haermeyer	Mr Seitz	Mrs Wilson
Mr Baker	Mr Hamilton	Mr Sercombe	
Mr Brumby	Ms Kirner	Mr Sheehan	
Mr Cole	Mr Leighton	Mr Thomson	
Mr Cunningham	Mr Loney	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Mr Dollis	Ms Marple	Mr Thwaites	Mr Carli
Ms Garbutt	Mr Micallef	Dr Vaughan	Mr Pandazopoulos

And so it was resolved in the affirmative.

- 17 **SUPERANNUATION ACTS (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time.
 Question - That this Bill be now read a second and third time and that the Bill be transmitted to the Legislative Council and their concurrence desired therein - put and agreed to.
- 18 **CATCHMENT AND LAND PROTECTION BILL** - Order read for resuming debate on question - That this Bill be now read a second time.
 Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.
 Question - That Government amendments Nos. 1 to 8 be agreed to - put and agreed to.
 Bill read a third time forthwith with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.
 Ordered - That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 19 **TRANSPORT (FURTHER AMENDMENT) BILL** - Order read for the consideration of the amendments made by the Legislative Council.
 And the said amendments were read a second time and agreed to by the House with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.
 Ordered - That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly have agreed to the said amendments.
- 20 **TERTIARY EDUCATION (AMENDMENT) BILL** - Order read for resuming debate on question - That this Bill be now read a second time.
 Question - That this Bill be now read a second time, Government amendments Nos. 1 to 19 be agreed to, the Bill be read a third time and that the Bill be transmitted to the Legislative Council and their concurrence desired therein - put.

The House divided.

AYES, 51

Mr Brown	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Clark	Mr Leigh	Mrs Peulich	Mrs Tehan
Mr Cooper	Mr Lupton	Mr Phillips	Mr Thompson
Mr Davis	Mr McArthur	Mr Plowman	(<i>Sandringham</i>)
Dr Dean	Mrs McGill	(<i>Benambra</i>)	Mr Traynor
Mr Doyle	Mr McGrath	Mr Plowman	Mr Treasure
Mr Elder	(<i>Wimmera</i>)	(<i>Evelyn</i>)	Mr Turner
Mrs Elliott	Mr McLellan	Mr Richardson	Mrs Wade
Mr Finn	(<i>Frankston East</i>)	Mr Rowe	Mr Wells
Mr Gude	Mr McNamara	Mr Ryan	
Mr Hayward	Mr Maclellan	Mr Smith	
Mr Heffernan	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	
Mrs Henderson	Dr Napthine	Mr Smith	
Mr Hyams	Mr Paterson	(<i>Polwarth</i>)	<i>Tellers</i>
Mr Jasper	Mr Perrin	Mr Spry	Mr Ashley
Mr John	Mr Perton	Mr Steggall	Mr Jenkins

NOES, 23

Mr Andrianopoulos	Mr Hamilton	Mr Seitz	Mrs Wilson
Mr Baker	Ms Kirner	Mr Sercombe	
Mr Brumby	Mr Leighton	Mr Sheehan	
Mr Cole	Mr Loney	Mr Thomson	
Mr Dollis	Ms Marple	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Ms Garbutt	Mr Micallef	Mr Thwaites	Mr Carli
Mr Haermeyer	Mr Pandazopoulos	Dr Vaughan	Mr Cunningham

And so it was resolved in the affirmative.

- 21 **ACCIDENT COMPENSATION (AMENDMENT) BILL** - Order read for the consideration of the amendments made by the Legislative Council.

And the said amendments were read a second time and agreed to by the House with the concurrence of an absolute majority of the whole number of the Members of the Legislative Assembly.

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

- 22 **ELECTRICITY INDUSTRY (AMENDMENT) BILL** - Further considered in Committee and reported with amendments.

Question - That the House agree to the amendments made by the Committee, this Bill be now read a third time and the Bill be transmitted to the Legislative Council and their concurrence desired therein - put and agreed to.

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

Public Prosecutions Bill
Melbourne Exhibition Centre Bill.

- 24 **THE HON. JOAN E. KIRNER** - Motion made, by leave, and question - That the Member for Williamstown address the House (*Mr Thomson, Pascoe Vale*) - put and agreed to.

25 **SITTING OF THE HOUSE** - Motion made and question - That the House, at its rising, adjourn until a day and hour to be fixed by Mr Speaker, which time of meeting shall be notified in writing to each member of the House (*Mr Gude*) - put and agreed to.

26 **POSTPONEMENT OF REMAINING BUSINESS** - Motion made and question proposed - That the consideration of remaining business be postponed (*Mr Gude*).

Amendment proposed - That all the words after "remaining" be omitted with the view of inserting in place thereof the expression "Orders of the Day, Government Business, Notices of Motion, General Business, and Orders of the Day, General Business, Nos 1 to 25 inclusive, be postponed until after Order of the Day, General Business, No 26" (*Mr Loney*).

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

The House divided.

AYES, 45

Mr Ashley	Mr Hyams	Mr Maclellan	Mr Spry
Mr Brown	Mr Jenkins	(<i>Pakenham</i>)	Mr Tanner
Mr Clark	Mr John	Dr Napthine	Mrs Tehan
Mr Coleman	Mr Kilgour	Mr Paterson	Mr Thompson
Mr Cooper	Mr Leigh	Mr Perrin	(<i>Sandringham</i>)
Mr Davis	Mr Lupton	Mr Perton	Mr Traynor
Mr Elder	Mr McArthur	Mr Pescott	Mr Treasure
Mrs Elliott	Mrs McGill	Mrs Peulich	Mr Turner
Mr Finn	Mr McGrath	Mr Phillips	Mrs Wade
Mr Gude	(<i>Wimmera</i>)	Mr Plowman	
Mr Hayward	Mr McLellan	(<i>Benambra</i>)	<i>Tellers</i>
Mrs Henderson	(<i>Frankston East</i>)	Mr Richardson	Dr Dean
Mr Honeywood	Mr McNamara	Mr Rowe	Mr Doyle

NOES, 22

Mr Andrianopoulos	Mr Haermeyer	Mr Seitz	
Mr Batchelor	Mr Hamilton	Mr Sheehan	
Mr Brumby	Mr Leighton	Mr Thomson	
Mr Cole	Mr Loney	(<i>Pascoe Vale</i>)	
Mr Cunningham	Ms Marple	Mr Thwaites	<i>Tellers</i>
Mr Dollis	Mr Micallef	Dr Vaughan	Mr Carli
Ms Garbutt	Mr Mildenhall	Mrs Wilson	Mr Pandazopoulos

And so it was resolved in the affirmative.

Ordered - That the consideration of remaining business be postponed.

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

And the House, at 7.36 p.m., adjourned until a day and hour to be fixed by Mr Speaker, which time of meeting shall be notified in writing to each Member of the House.

P. J. MITHEN
Acting Clerk of the Legislative Assembly

JOHN E. DELZOPPO
Speaker

SESSION 1992-94
MESSAGES RECEIVED AFTER THE ADJOURNMENT OF
THE HOUSE ON 27 MAY 1994
MESSAGES FROM THE LEGISLATIVE COUNCIL

Agreeing to the following Bills without amendment:-

On 31 May 1994 -

Melbourne Water Corporation (Amendment) Bill
 Appropriation (Interim 1994-95) Bill
 Office of the Regulator-General Bill
 Financial Institutions (Victoria) (Amendment) Bill
 Southgate Project Bill
 Victorian Funds Management Corporation Bill

On 1 June 1994 -

Tertiary Education (Amendment) Bill
 Westernport (Crib Point Terminal) Bill
 Land (Revocation of Reservations) Bill
 Superannuation Acts (Amendment) Bill
 Catchment and Land Protection Bill

On 2 June 1994 -

Electricity Industry (Amendment) Bill.

MESSAGES FROM HIS EXCELLENCY THE GOVERNOR

Informing the Assembly that he had, that day, given the Royal Assent to the following Bills presented to him by the Clerk of the Parliaments:-

On 31 May 1994 -

Arts Institutions (Amendment) Bill
 Control of Weapons (Amendment) Bill
 Financial Management (Consequential Amendments) Bill
 Land Conservation (Amendment) Bill
 Magistrates' Court (Amendment) Bill
 Subdivision (Further Amendment) Bill
 Treasury Corporation of Victoria (Amendment) Bill
 Casino Control (Miscellaneous Amendments) Bill

On 2 June 1994 -

Gaming and Betting Bill

On 7 June 1994 -

Appropriation (Parliament) (Interim 1994-95) Bill
Financial Agreement Bill
Local Government (Competitive Tendering) Bill
Melbourne Exhibition Centre Bill
Office of the Regulator-General Bill
Public Prosecutions Bill
Stamps (Securities Clearing House) Bill
State Trustees (State Owned Company) Bill
Swan Hill Pioneer Settlement Authority (Repeal) Bill
Tobacco Leaf Industry (Deregulation) Bill
Victorian Institute of Marine Sciences (Amendment) Bill
Water (Further Amendment) Bill

On 15 June 1994 -

Accident Compensation (Amendment) Bill
Appropriation (Interim 1994-95) Bill
Catchment and Land Protection Bill
Electricity Industry (Amendment) Bill
Financial Institutions (Victoria) (Amendment) Bill
Land (Revocation of Reservations) Bill
Melbourne Water Corporation (Amendment) Bill
Southgate Project Bill
Superannuations Act (Amendment) Bill
Tertiary Education (Amendment) Bill
Transport (Further Amendment) Bill
Victorian Funds Management Corporation Bill
Vocational Education and Training (Amendment) Bill
Westernport (Crib Point Terminal) Bill.



Victoria Government Gazette

No. S 54 Thursday 11 August 1994

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SPECIAL

PROCLAMATION

Proroguing Parliament and Fixing the Time for
Holding Second Session of the
Fifty-Second Parliament of Victoria

By the Governor of the State of Victoria.

The Parliament of Victoria is adjourned until the day and hour fixed by the President of the Legislative Council and the Speaker of the Legislative Assembly respectively.

I, the Governor of the State of Victoria, prorogue the Parliament until Tuesday, 6 September 1994, and fix Tuesday, 6 September 1994 at 2.30 p.m., as the time for the commencement and holding of the next session of Parliament, for the despatch of business, in the Parliament Houses, situated in Spring Street, Melbourne.

The Honourable the Members of the Legislative Council and the Members of the Legislative Assembly are required to give their attendance at that time and place.

Given under my hand and the seal of
Victoria on 11 August 1994 .

(L.S.)

R. E. McGARVIE
Governor

By His Excellency's Command

J. G. KENNETT
Premier

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COMMITTEES

SESSION 1992-94

Members appointed at the same time as the Committee unless otherwise indicated

COMMUNITY DEVELOPMENT (JOINT)

(Appointed 17 November 1992) *

Mrs Elliott
Ms Garbutt
Mr Leigh
Mr Maughan
Mr Micallef
Mrs Peulich

CRIME PREVENTION (JOINT)

(Appointed 17 November 1992) *

Mr Doyle
Mr Kilgour
Mr Lupton
Mr Rowe
Mr Sandon
Mr Sercombe
Mrs Wilson

ECONOMIC DEVELOPMENT (JOINT)

(Appointed 17 November 1992) *

Mr Ashley
Mr Batchelor
Mr Kennan (*Discharged 21 April 1993*)
Mr Leighton
Mr Mildenhall (*Appointed 27 May 1994*)
Mr Treasure

ENVIRONMENT AND NATURAL RESOURCES (JOINT)

(Appointed 17 November 1992) *

Ms Marple
Mr Pandazopoulos
Mr Perrin

* The resolution of 14 November 1992 appointed Members contingent on the coming into operation of the Parliament Committees (Amendment) Act 1992. Operative date of this Act was 17 November 1992.

HOUSE (JOINT)

(Appointed 10 November 1992)

Mr Speaker (*ex-officio*)

Dr Coghill

Mr Dollis

Mr McGrath (*Warrnambool*)

Mr Roper (*Retired as Member of Parliament 31 March 1994*)

Dr Vaughan (*Appointed 27 May 1994*)

Mr Weideman

LAW REFORM (JOINT)

*(Appointed 17 November 1992) **

Mr Cole

Dr Dean

Mr Loney

Mr Ryan

Dr Vaughan

Mr Wells

LIBRARY (JOINT)

(Appointed 14 November 1992)

Mr Speaker

Mr Baker

Mr Batchelor

Mrs Peulich

Mr Treasure

PRINTING

(Appointed 14 November 1992)

Mr Speaker

Mr Andrianopoulos

Dr Coghill

Mr Maughan

Mr Richardson

Mr Wells

Mrs Wilson

PRIVILEGES*(Appointed 14 November 1992)*

Mr Cooper
 Mr Micallef
 Mr Person
 Mr Ryan
 Mr Sheehan
 Mr Smith (*Glen Waverley*)
 Mr Thomson (*Pascoe Vale*)
 Mr Thwaites
 Mr Weideman

PUBLIC ACCOUNTS AND ESTIMATES (JOINT)*(Appointed 17 November 1992)**

Mr Baker
 Mr Hyams
 Mr Plowman (*Benambra*)
 Mr Smith (*Glen Waverley*)
 Mr Thomson (*Pascoe Vale*)
 Mr Weideman

PUBLIC BODIES REVIEW (JOINT)*(Appointed 17 November 1992)**

Mr Andrianopoulos
 Mr Cooper
 Mr Dollis
 Mr Haermeyer

ROAD SAFETY (JOINT)*(Appointed 17 November 1992)**

Mr Cunningham
 Mr McLellan (*Frankston East*)
 Mr Mildenhall (*Discharged 27 May 1994*)
 Mr Richardson

SCRUTINY OF ACTS AND REGULATIONS (JOINT)*(Appointed 17 November 1992)**

Mr Carli (*Appointed 27 May 1994*)
 Dr Coghill
 Mr Jasper
 Mr Perton
 Mr Roper (*Retired as Member of Parliament 31 March 1994*)
 Mr Thompson (*Sandringham*)
 Mr Thwaites

STANDING ORDERS

(Appointed 14 November 1992)

Mr Speaker
Dr Coghill
Mr Cunningham
Mr Jasper
Mr Leigh
Mr Richardson
Mr Seitz

LEGISLATIVE ASSEMBLY OF VICTORIA
DIVISIONS IN COMMITTEE OF THE WHOLE

No. 1

Friday, 30 October 1992

No. 1 - CONSTITUTION (MINISTERS) BILL - Clauses 1 to 3.

Question - That clauses 1 to 3 inclusive stand part of the Bill - put.

Committee divided.

(Chairman - Mr Richardson)

AYES, 51

Mr Ashley	Mr Jenkins	Mr Perton	Mr Thompson
Mr Bildstien	Mr Kennett	Mrs Peulich	<i>(Sandringham)</i>
Mr Clark	Mr Kilgour	Mr Phillips	Mr Traynor
Mr Coleman	Mr Leigh	Mr Plowman	Mr Treasure
Mr Cooper	Mr Lupton	<i>(Benambra)</i>	Mr Turner
Mr Davis	Mr McArthur	Mr Reynolds	Mr Weideman
Mr Dean	Mrs McGill	Mr Rowe	Mr Wells
Mr Doyle	Mr McLellan	Mr Ryan	
Mr Elder	<i>(Frankston East)</i>	Mr Smith	
Mrs Elliott	Mr McNamara	<i>(Glen Waverley)</i>	
Mr Finn	Mr Maclellan	<i>(Polwarth)</i>	
Mr Gude	<i>(Pakenham)</i>	Mr Steggall	<i>Tellers</i>
Mr Hayward	Mr Maughan	Mr Stockdale	Mr Jasper
Mrs Henderson	Dr Napthine	Mr Tanner	Mr Spry
Mr Honeywood	Mr Paterson	Mrs Tehan	
Mr Hyams	Mr Perrin		

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Sardon	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Ms Kirner	Mr Sercombe	<i>Tellers</i>
Mr Cole	Mr Loney	Mr Sheehan	Mr Leighton
Mr Cunningham	Ms Marple	Mr Thomson	Mr Mildenhall
Mr Dollis	Mr Micallef	<i>(Pascoe Vale)</i>	
Mrs Garbutt	Mr Pandazopoulos	Mr Thwaites	

And so it was resolved in the affirmative.

No. 2 - Question - That the Chairman of Committees do report to the House that the Committee has agreed to the Bill without amendment - put.

Committee divided.

(Chairman - Mr Richardson)

AYES, 51

Mr Ashley	Mr Jenkins	Mr Perton	Mr Thompson
Mr Bildstien	Mr Kennett	Mrs Peulich	(Sandringham)
Mr Clark	Mr Kilgour	Mr Phillips	Mr Traynor
Mr Coleman	Mr Leigh	Mr Plowman	Mr Treasure
Mr Cooper	Mr Lupton	(Benambra)	Mr Turner
Mr Davis	Mr McArthur	Mr Reynolds	Mr Weideman
Mr Dean	Mrs McGill	Mr Rowe	Mr Wells
Mr Doyle	Mr McLellan	Mr Ryan	
Mr Elder	(Frankston East)	Mr Smith	
Mrs Elliott	Mr McNamara	(Glen Waverley)	
Mr Finn	Mr Maclellan	Mr Smith	
Mr Gude	(Pakenham)	(Polwarth)	
Mr Hayward	Mr Maughan	Mr Steggall	Tellers
Mr Henderson	Dr Naphthine	Mr Stockdale	Mr Jasper
Mr Honeywood	Mr Paterson	Mr Tanner	Mr Spry
Mr Hyams	Mr Perrin	Mrs Tehan	

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Ms Kirner	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	Tellers
Mr Cunningham	Ms Marple	Mr Thomson	Mr Leighton
Mr Dollis	Mr Micallef	(Pascoe Vale)	Mr Mildenhall
Mrs Garbutt	Mr Pandazopoulos	Mr Thwaites	

And so it was resolved in the affirmative.

No. 3 - PARLIAMENTARY SALARIES AND SUPERANNUATION (FURTHER AMENDMENT) BILL - Clause 5.
5. New Table substituted

In section 6 of the Principal Act, for the Table substitute -

"TABLE

<i>Office</i>	<i>Additional Salary</i>	<i>Expense Allowance</i>
	% per annum of basic salary	% per annum of basic salary
Premier	100	42
Deputy Premier and Deputy Leader of the Majority Party (unless he or she is also Deputy Premier)	85	21
Any other responsible Minister of the Crown	75	18
Leader of the Opposition	75	18
President	65	11
Speaker	65	11
Chairman of Committees in the Council	20	
Chairman of Committees in the Assembly	20	
Deputy Leader of the Opposition	32	6
Leader of the Opposition in the Council	32	6
Leader of the Third Party in the Assembly (unless he or she is also Leader or Deputy Leader of the Opposition or a Minister of the Crown)	32	6
Parliamentary Secretary of the Cabinet	32	6
Senior Parliamentary Secretary	32	
Government Whip in the Assembly	18	
Deputy Leader of the Opposition in the Council	18	
Leader of the Third Party in the Council if at least 4 Members of the Third Party are Members of the Council (unless he or she is also Leader or Deputy Leader of the Opposition or a Minister of the Crown)	18	
Parliamentary Secretaries	15	
Deputy Leader of the Third Party in the Assembly (unless he or she is also Leader or Deputy Leader of the Opposition or a Minister of the Crown)	14	
Government Whip in the Council, Opposition Whip in the Council or the Assembly and Whip of the Third Party in the Assembly	11	
Chairman of Joint Investigatory Committee	10	
Whip of the Third Party in the Council	4	
Secretary of the Party forming the Government, the Opposition or the Third Party	4	

Question - That Clause 5 stand part of the Bill - put.

Committee divided.

(Chairman - Mr McGrath, (*Warrnambool*))

AYES, 43

Mr Ashley	Mr Kennett	Mr Phillips	Mrs Tehan
Mr Coleman	Mr McArthur	Mr Plowman	Mr Thompson
Mr Davis	Mrs McGill	(<i>Benambra</i>)	(<i>Sandringham</i>)
Mr Dean	Mr McGrath	Mr Plowman	Mr Traynor
Mr Doyle	(<i>Wimmera</i>)	(<i>Evelyn</i>)	Mr Treasure
Mr Elder	Mr McLellan	Mr Reynolds	Mr Turner
Mrs Elliott	(<i>Frankston East</i>)	Mr Rowe	Mr Wells
Mr Finn	Mr McNamara	Mr Ryan	
Mr Hayward	Mr Maclellan	Mr Smith	
Mr Heffernan	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	
Mrs Henderson	Mr Maughan	Mr Smith	<i>Tellers</i>
Mr Jasper	Mr Paterson	(<i>Polwarth</i>)	Mr Hyams
Mr Jenkins	Mr Pescott	Mr Spry	Mr Kilgour
Mr John	Mrs Peulich	Mr Tanner	

NOES, 27

Mr Andrianopoulos	Mr Hamilton	Mr Pandazopoulos	Dr Vaughan
Mr Baker	Mr Kennan	Mr Roper	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Sandon	
Dr Coghill	Mr Leighton	Mr Seitz	
Mr Cole	Mr Loney	Mr Sercombe	
Mr Dollis	Ms Marple	Mr Sheehan	<i>Tellers</i>
Mrs Garbutt	Mr Micallef	Mr Thomson	Mr Cunningham
Mr Haermeyer	Mr Mildenhall	(<i>Pascoe Vale</i>)	Mr Thwaites

And so it was resolved in the affirmative.

LEGISLATIVE ASSEMBLY OF VICTORIA
DIVISIONS IN COMMITTEE OF THE WHOLE

No. 2

Wednesday, 4 November 1992

No. 1 - ANNUAL LEAVE PAYMENTS BILL - Clauses 1 to 5.

Question - That clauses 1 to 5 inclusive stand part of the Bill - put.

Committee divided.

(Chairman - Mr McGrath, *(Warrnambool)*)

AYES, 59

Mr Ashley	Mr Jenkins	Mr Perton	Mr Stockdale
Mr Bildstien	Mr John	Mr Pescott	Mr Tanner
Mr Brown	Mr Kennett	Mrs Peulich	Mrs Tehan
Mr Clark	Mr Kilgour	Mr Phillips	Mr Thompson
Mr Coleman	Mr Leigh	Mr Plowman	<i>(Sandringham)</i>
Mr Cooper	Mr Lupton	<i>(Benambra)</i>	Mr Traynor
Mr Davis	Mr McArthur	Mr Plowman	Mr Treasure
Mr Doyle	Mrs McGill	<i>(Evelyn)</i>	Mr Turner
Mr Elder	Mr McGrath	Mr Reynolds	Mrs Wade
Mrs Elliott	<i>(Wimmera)</i>	Mr Richardson	Mr Weideman
Mr Finn	Mr McLellan	Mr Rowe	Mr Wells
Mr Gude	<i>(Frankston East)</i>	Mr Ryan	
Mr Hayward	Mr McNamara	Mr Smith	
Mr Heffernan	Mr Maclellan	<i>(Glen Waverley)</i>	
Mrs Henderson	<i>(Pakenham)</i>	Mr Smith	
Mr Honeywood	Dr Napthine	<i>(Polwarth)</i>	<i>Tellers</i>
Mr Hyams	Mr Paterson	Mr Spry	Mr Dean
Mr Jasper	Mr Perrin	Mr Steggall	Mr Maughan

NOES, 27

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Baker	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Dollis	Ms Marple	Mr Thomson	<i>Tellers</i>
Mrs Garbutt	Mr Micallef	<i>(Pascoe Vale)</i>	Mr Cunningham
Mr Haermeyer	Mr Pandazopoulos	Mr Thwaites	Mr Mildenhall

And so it was resolved in the affirmative.

Thursday, 5 November 1992

No. 2 - EMPLOYEE RELATIONS BILL - Clauses 1 to 183, Schedules 1 to 6.

Question - That clauses 1 to 183 inclusive and schedules 1 to 6 inclusive stand part of the Bill - put.

Committee divided.

(Chairman - Mr McGrath, *(Warrnambool)*)

AYES, 58

Mr Ashley	Mr Jasper	Mr Perrin	Mrs Tehan
Mr Bildstien	Mr Jenkins	Mr Perton	Mr Thompson
Mr Brown	Mr John	Mr Pescott	<i>(Sandringham)</i>
Mr Clark	Mr Kennett	Mrs Peulich	Mr Traynor
Mr Coleman	Mr Kilgour	Mr Phillips	Mr Treasure
Mr Cooper	Mr Leigh	Mr Plowman	Mr Turner
Mr Davis	Mr Lupton	<i>(Benambra)</i>	Mrs Wade
Mr Dean	Mr McArthur	Mr Reynolds	Mr Weideman
Mr Doyle	Mrs McGill	Mr Richardson	Mr Wells
Mr Elder	Mr McGrath	Mr Rowe	
Mrs Elliott	<i>(Wimmera)</i>	Mr Smith	
Mr Finn	Mr McLellan	<i>(Glen Waverley)</i>	
Mr Gude	<i>(Frankston East)</i>	Mr Smith	
Mr Hayward	Mr McNamara	<i>(Polwarth)</i>	
Mr Heffernan	Mr Maclellan	Mr Spry	
Mrs Henderson	<i>(Pakenham)</i>	Mr Steggall	<i>Tellers</i>
Mr Honeywood	Mr Maughan	Mr Stockdale	Dr Napthine
Mr Hyams	Mr Paterson	Mr Tanner	Mr Ryan

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Pandazopoulos	Mr Thwaites
Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Mr Loney	Mr Sheehan	<i>Tellers</i>
Mr Dollis	Ms Marple	Mr Thomson	Mr Mildenhall
Mrs Garbutt	Mr Micallef	<i>(Pascoe Vale)</i>	Dr Vaughan

And so it was resolved in the affirmative.

LEGISLATIVE ASSEMBLY OF VICTORIA
DIVISIONS IN COMMITTEE OF THE WHOLE

No. 3

Tuesday, 10 November 1992

No. 1 - STATE TAXATION (AMENDMENT) BILL

Question - That the Chairman of Committees do report to the House that the Committee has agreed to the Bill without amendment - put.

Committee divided.

(Chairman - Mr McGrath, *(Warrnambool)*)

AYES, 57

Mr Bildstien	Mr Jasper	Mr Perton	Mr Steggall
Mr Brown	Mr Jenkins	Mr Pescott	Mr Stockdale
Mr Clark	Mr John	Mrs Peulich	Mr Tanner
Mr Coleman	Mr Kennett	Mr Phillips	Mrs Tehan
Mr Cooper	Mr Kilgour	Mr Plowman	Mr Thompson
Mr Davis	Mr McArthur	<i>(Benambra)</i>	<i>(Sandringham)</i>
Mr Dean	Mrs McGill	Mr Plowman	Mr Traynor
Mr Doyle	Mr McGrath	<i>(Evelyn)</i>	Mr Treasure
Mr Elder	<i>(Wimmera)</i>	Mr Reynolds	Mr Turner
Mrs Elliott	Mr McLellan	Mr Richardson	Mrs Wade
Mr Finn	<i>(Frankston East)</i>	Mr Rowe	Mr Weideman
Mr Gude	Mr McNamara	Mr Ryan	Mr Wells
Mr Hayward	Mr Maclellan	Mr Smith	
Mr Heffernan	<i>(Pakenham)</i>	<i>(Glen Waverley)</i>	
Mrs Henderson	Dr Napthine	Mr Smith	<i>Tellers</i>
Mr Honeywood	Mr Paterson	<i>(Polwarth)</i>	Mr Lupton
Mr Hyams	Mr Perrin	Mr Spry	Mr Maughan

NOES, 23

Mr Andrianopoulos	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Baker	Mr Kennan	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cunningham	Mr Loney	Mr Sheehan	
Mr Dollis	Ms Marple	Mr Thomson	<i>Tellers</i>
Mrs Garbutt	Mr Mildenhall	<i>(Pascoe Vale)</i>	Mr Pandazopoulos
Mr Haermeyer	Mr Roper	Dr Vaughan	Mr Thwaites

And so it was resolved in the affirmative.

Wednesday, 11 November 1992

No. 2 - ACCIDENT COMPENSATION (WORKCOVER) BILL - Clause 1.

1. *Purpose*

The purpose of this Act is to –

- (a) amend the **Accident Compensation Act 1985** to establish the Victorian WorkCover Authority and to make fundamental changes to the scheme of workers compensation operating in Victoria featuring greater emphasis on rehabilitation and early return to work and better targeting of compensation benefits; and
- (b) make consequential amendments to the **Workers Compensation Act 1958**, the **Occupational Health and Safety Act 1985** and the **Transport Accident Act 1986**.

– (Mr Pescott)

Question - That clause 1 stand part of the Bill – put.

Committee divided.

(Chairman - Mr McGrath, (Warrnambool))

AYES, 57

Mr Bildstien	Mr Jasper	Mr Perton	Mr Tanner
Mr Brown	Mr Jenkins	Mr Pescott	Mrs Tehan
Mr Clark	Mr John	Mrs Peulich	Mr Thompson
Mr Coleman	Mr Kennett	Mr Phillips	(Sandringham)
Mr Cooper	Mr Kilgour	Mr Plowman	Mr Traynor
Mr Davis	Mr Lupton	(Evelyn)	Mr Treasure
Mr Dean	Mr McArthur	Mr Reynolds	Mr Turner
Mr Doyle	Mrs McGill	Mr Richardson	Mrs Wade
Mr Elder	Mr McGrath	Mr Rowe	Mr Weideman
Mrs Elliott	(Wimmera)	Mr Ryan	Mr Wells
Mr Finn	Mr McNamara	Mr Smith	
Mr Gude	Mr Maclellan	(Glen Waverley)	
Mr Hayward	(Pakenham)	Mr Smith	<i>Tellers</i>
Mr Heffernan	Mr Maughan	(Polwarth)	Mr McLellan
Mrs Henderson	Dr Napthine	Mr Spry	(Frankston East)
Mr Honeywood	Mr Paterson	Mr Steggall	Mr Plowman
Mr Hyams	Mr Perrin	Mr Stockdale	(Benambra)

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Dr Vaughan
Mr Baker	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Cunningham	Ms Marple	Mr Thomson	<i>Tellers</i>
Mr Dollis	Mr Micallaf	(<i>Pascoe Vale</i>)	Mr Hamilton
Mrs Garbutt	Mr Mildenhall	Mr Thwaites	Mr Pandazopoulos

And so it was resolved in the affirmative.

No. 3 - Clauses 2 to 68, Government Amendments Nos. 1 to 162 and New Clauses AA and BB.

Question - That clauses 2 to 68 inclusive stand part of the Bill and Government amendments Nos. 1 to 162 inclusive be agreed to and New Clauses AA and BB circulated in accordance with Standing Order No. 105, be read a second time and added to the Bill - put.

Committee divided.

(Chairman - Mr McGrath, (*Warrnambool*))

AYES, 57

Mr Bildstien	Mr Jenkins	Mr Perrin	Mr Steggall
Mr Brown	Mr John	Mr Perton	Mr Stockdale
Mr Clark	Mr Kennett	Mr Pescott	Mr Tanner
Mr Coleman	Mr Kilgour	Mr Phillips	Mrs Tehan
Mr Cooper	Mr Lupton	Mr Plowman	Mr Thompson
Mr Davis	Mr McArthur	(<i>Benambra</i>)	(<i>Sandringham</i>)
Mr Dean	Mrs McGill	Mr Plowman	Mr Traynor
Mr Doyle	Mr McGrath	(<i>Evelyn</i>)	Mr Treasure
Mr Elder	(<i>Wimmera</i>)	Mr Reynolds	Mr Turner
Mrs Elliott	Mr McLellan	Mr Richardson	Mrs Wade
Mr Finn	(<i>Frankston East</i>)	Mr Rowe	Mr Weideman
Mr Gude	Mr McNamara	Mr Ryan	Mr Wells
Mr Hayward	Mr Maclellan	Mr Smith	
Mr Heffernan	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	
Mrs Henderson	Mr Maughan	Mr Smith	<i>Tellers</i>
Mr Honeywood	Dr Napthine	(<i>Polwarth</i>)	Mr Hyams
Mr Jasper	Mr Paterson	Mr Spry	Mrs Peulich

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Pandazopoulos	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Mr Loney	Mr Sheehan	<i>Tellers</i>
Mr Dollis	Ms Marple	Mr Thomson	Mr Mildenhall
Mrs Garbutt	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Thwaites

And so it was resolved in the affirmative.

No. 4

Question - That the Chairman of Committees do report to the House that the Committee has agreed to the Bill with amendments - put.

Committee divided.

(Chairman - Mr McGrath, (*Warrnambool*))

AYES, 57

Mr Bildstien	Mr Jasper	Mr Perton	Mr Steggall
Mr Brown	Mr Jenkins	Mr Pescott	Mr Stockdale
Mr Clark	Mr John	Mrs Peulich	Mr Tanner
Mr Coleman	Mr Kennett	Mr Phillips	Mrs Tehan
Mr Cooper	Mr Kilgour	Mr Plowman	Mr Thompson
Mr Davis	Mr McArthur	(<i>Benambra</i>)	(<i>Sandringham</i>)
Mr Dean	Mr McGrath	Mr Plowman	Mr Traynor
Mr Doyle	(<i>Wimmera</i>)	(<i>Evelyn</i>)	Mr Treasure
Mr Elder	Mr McLellan	Mr Reynolds	Mr Turner
Mrs Elliott	(<i>Frankston East</i>)	Mr Richardson	Mrs Wade
Mr Finn	Mr McNamara	Mr Rowe	Mr Weideman
Mr Gude	Mr Maclellan	Mr Ryan	Mr Wells
Mr Hayward	(<i>Pakenham</i>)	Mr Smith	
Mr Heffernan	Mr Maughan	(<i>Glen Waverley</i>)	
Mrs Henderson	Dr Napthine	Mr Smith	<i>Tellers</i>
Mr Honeywood	Mr Paterson	(<i>Polwarth</i>)	Mr Lupton
Mr Hyams	Mr Perrin	Mr Spry	Mrs McGill

NOES, 27

Mr Baker	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Batchelor	Mr Kennan	Mr Sandon	Mrs Wilson
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Ms Marple	Mr Sheehan	
Mr Dollis	Mr Micallef	Mr Thomson	<i>Tellers</i>
Mrs Garbutt	Mr Mildenhall	(<i>Pascoe Vale</i>)	Mr Andrianopoulos
Mr Haermeyer	Mr Pandazopoulos	Mr Thwaites	Mr Loney

And so it was resolved in the affirmative.

No. 5 - PUBLIC SECTOR MANAGEMENT BILL - Clauses 47 to 113, Government Amendments Nos. 9 to 22 and New Clause AA.

Question - That clauses 47 to 113 inclusive stand part of the Bill and Government amendments Nos. 9 to 22 inclusive be agreed to and New Clause AA circulated in accordance with Standing Order No. 105, be read a second time and added to the Bill - put.

Committee divided.

(Chairman - Mr McGrath, (*Warrnambool*))

AYES, 56

Mr Bildstien	Mr Jasper	Mr Perrin	Mr Stockdale
Mr Brown	Mr Jenkins	Mr Pescott	Mr Tanner
Mr Clark	Mr John	Mrs Peulich	Mrs Tehan
Mr Coleman	Mr Kennett	Mr Plowman	Mr Thompson
Mr Cooper	Mr Kilgour	(<i>Benambra</i>)	(<i>Sandringham</i>)
Mr Davis	Mr Lupton	Mr Plowman	Mr Traynor
Mr Dean	Mr McArthur	(<i>Evelyn</i>)	Mr Treasure
Mr Doyle	Mr McGrath	Mr Reynolds	Mr Turner
Mr Elder	(<i>Wimmera</i>)	Mr Richardson	Mrs Wade
Mrs Elliott	Mr McLellan	Mr Rowe	Mr Weideman
Mr Finn	(<i>Frankston East</i>)	Mr Ryan	Mr Wells
Mr Gude	Mr McNamara	Mr Smith	
Mr Hayward	Mr Maclellan	(<i>Glen Waverley</i>)	
Mr Heffernan	(<i>Pakenham</i>)	Mr Smith	<i>Tellers</i>
Mrs Henderson	Mr Maughan	(<i>Polwarth</i>)	Mrs McGill
Mr Honeywood	Dr Napthine	Mr Spry	Mr Phillips
Mr Hyams	Mr Paterson	Mr Steggall	

NOES, 22

Mr Andrianopoulos	Mr Kennan	Mr Seitz	
Mr Batchelor	Ms Kirner	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Sheehan	
Mr Cole	Mr Micallef	Mr Thomson	
Mr Cunningham	Mr Mildenhall	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Mr Dollis	Mr Roper	Mr Thwaites	Mr Haermeyer
Mr Hamilton	Mr Sandon	Dr Vaughan	Mr Pandazopoulos

And so it was resolved in the affirmative.

No. 6 - New Clause AA

"AA. Certified agreements

- (1) This section applies to any registered or certified agreement under the **Industrial Relations Act 1979** to which the State of Victoria, the Government of Victoria, a Minister, a former Minister or an administrative unit or associated administrative unit under the **Public Service Act 1974** is a party.
- (2) Despite anything to the contrary in the **Industrial Relations Act 1979**, the **Employee Relations Act 1992** or any other Act, the Governor in Council may, by Order published in the Government Gazette, appoint a

day on which an agreement, or part of an agreement, to which this section applies, terminates.

- (3) On the day appointed under sub-section (2), the agreement or the part of the agreement (as the case requires) terminates and ceases to have any legal effect whatsoever.
- (4) No compensation is payable to any person because of the termination of an agreement or part of an agreement under this section.
- (5) This section does not limit any other power under this or any other Act to terminate an agreement, or part of an agreement, to which this section applies."

- (Mr Kennett)

Question - That New Clause AA circulated in accordance with Standing Order No. 105, be read a second time and added to the Bill - put.

Committee divided.

(Chairman - Mr McGrath, (Warrnambool))

AYES, 56

Mr Bildstien	Mr Jasper	Mr Perrin	Mr Steggall
Mr Brown	Mr Jenkins	Mr Pescott	Mr Stockdale
Mr Clark	Mr John	Mrs Peulich	Mr Tanner
Mr Coleman	Mr Kennett	Mr Phillips	Mrs Tehan
Mr Cooper	Mr Kilgour	Mr Plowman	Mr Traynor
Mr Davis	Mr Lupton	(Benambra)	Mr Treasure
Mr Dean	Mrs McGill	Mr Plowman	Mr Turner
Mr Doyle	Mr McGrath	(Evelyn)	Mrs Wade
Mr Elder	(Wimmera)	Mr Reynolds	Mr Weideman
Mrs Elliott	Mr McLellan	Mr Richardson	Mr Wells
Mr Finn	(Frankston East)	Mr Rowe	
Mr Gude	Mr McNamara	Mr Ryan	
Mr Hayward	Mr Maclellan	Mr Smith	<i>Tellers</i>
Mr Heffernan	(Pakenham)	(Glen Waverley)	Mr McArthur
Mrs Henderson	Mr Maughan	Mr Smith	Mr Thompson
Mr Honeywood	Dr Napthine	(Polwarth)	(Sandringham)
Mr Hyams	Mr Paterson	Mr Spry	

NOES, 23

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Mr Thwaites
Mr Baker	Mr Kennan	Mr Sandon	
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Micallef	Mr Sheehan	<i>Tellers</i>
Mr Cunningham	Mr Mildenhall	Mr Thomson	Mr Haermeyer
Mr Dollis	Mr Pandazopoulos	(Pascoe Vale)	Dr Vaughan

And so it was resolved in the affirmative.

Thursday, 12 November 1992

No. 7 - CAPITAL CITY (SHOP TRADING) BILL - New Clause A.

"A. *Employees not required to work on Sundays in prescribed area*

Despite anything to the contrary in any Act or an award made under an Act, a shop assistant employed in a shop in the prescribed area is not required to work in the shop on a Sunday."

- (Mr Leighton)

Question - That New Clause A be added to the Bill - put.

Committee divided.

(Chairman - Mr McGrath, (Warrnambool))

AYES, 25

Mr Baker	Mr Haermeyer	Mr Micallef	Mr Thomson
Mr Batchelor	Mr Hamilton	Mr Mildenhall	(Pascoe Vale)
Dr Coghill	Mr Kennan	Mr Pandazopoulos	Dr Vaughan
Mr Cole	Ms Kirner	Mr Roper	
Mr Cunningham	Mr Leighton	Mr Seitz	Tellers
Mr Dollis	Mr Loney	Mr Sercombe	Mr Andrianopoulos
Mrs Garbutt	Ms Marple	Mr Sheehan	Mr Thwaites

NOES, 57

Mr Ashley	Mr Hyams	Dr Naphthine	Mr Steggall
Mr Bildstien	Mr Jasper	Mr Paterson	Mr Stockdale
Mr Brown	Mr Jenkins	Mr Perrin	Mr Tanner
Mr Clark	Mr John	Mr Pescott	Mrs Tehan
Mr Coleman	Mr Kennett	Mrs Peulich	Mr Thompson
Mr Cooper	Mr Kilgour	Mr Phillips	(Sandringham)
Mr Davis	Mr Lupton	Mr Plowman	Mr Traynor
Mr Dean	Mr McArthur	(Benambra)	Mr Treasure
Mr Doyle	Mrs McGill	Mr Plowman	Mr Turner
Mr Elder	Mr McGrath	(Evelyn)	Mrs Wade
Mrs Elliott	(Wimmera)	Mr Reynolds	Mr Weideman
Mr Finn	Mr McLellan	Mr Richardson	Mr Wells
Mr Gude	(Frankston East)	Mr Smith	
Mr Hayward	Mr McNamara	(Glen Waverley)	
Mr Heffernan	Mr Maclellan	Mr Smith	Tellers
Mrs Henderson	(Pakenham)	(Polwarth)	Mr Rowe
Mr Honeywood	Mr Maughan	Mr Spry	Mr Ryan

And so it passed in the negative.

NOES, 26

Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Mr Loney	Mr Thomson	
Mr Dollis	Mr Micallef	(Pascoe Vale)	Tellers
Mrs Garbutt	Mr Mildenhall	Mr Thwaites	Mr Andrianopoulos
Mr Haermeyer	Mr Pandazopoulos	Dr Vaughan	Ms Marple

And so it was resolved in the affirmative.

No. 9

Question - That the Chairman of Committees do report to the House that the Committee has agreed to the Bill with an amendment - put.

Committee divided.

(Chairman - Mr McGrath, (Warrnambool))

AYES, 57

Mr Ashley	Mr Hyams	Dr Naphthine	Mr Spry
Mr Bildstien	Mr Jasper	Mr Paterson	Mr Steggall
Mr Brown	Mr Jenkins	Mr Perrin	Mr Stockdale
Mr Clark	Mr John	Mr Pescott	Mr Tanner
Mr Coleman	Mr Kennett	Mrs Peulich	Mrs Tehan
Mr Cooper	Mr Kilgour	Mr Phillips	Mr Thompson
Mr Davis	Mr Lupton	Mr Plowman	(Sandringham)
Mr Dean	Mr McArthur	(Benambra)	Mr Traynor
Mr Doyle	Mrs McGill	Mr Plowman	Mr Treasure
Mr Elder	Mr McGrath	(Evelyn)	Mr Turner
Mrs Elliott	(Wimmera)	Mr Reynolds	Mrs Wade
Mr Finn	Mr McLellan	Mr Richardson	Mr Weideman
Mr Gude	(Frankston East)	Mr Rowe	
Mr Hayward	Mr McNamara	Mr Smith	
Mr Heffernan	Mr Maclellan	(Glen Waverley)	Tellers
Mrs Henderson	(Pakenham)	Mr Smith	Mr Ryan
Mr Honeywood	Mr Maughan	(Polwarth)	Mr Wells

NOES, 26

Mr Baker	Mr Hamilton	Mr Pandazopoulos	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Roper	
Dr Coghill	Ms Kirner	Mr Sandon	
Mr Cole	Mr Leighton	Mr Seitz	
Mr Cunningham	Mr Loney	Mr Sercombe	
Mr Dollis	Ms Marple	Mr Thomson	
Mrs Garbutt	Mr Micallef	(Pascoe Vale)	Tellers
Mr Haermeyer	Mr Mildenhall	Dr Vaughan	Mr Andrianopoulos
			Mr Thwaites

And so it was resolved in the affirmative.

No. 10 - POLICE REGULATION (AMENDMENT) BILL - Clause 1.

1. Purpose

The purpose of this Act is to amend the Police Regulation Act 1958 –

- (a) to make various provisions with respect to the appointment of Commissioners; and
- (b) to establish a Police Board; and
- (c) to make further amendments.

- (Mr McNamara)

Question - That clause 1 stand part of the Bill – put.

Committee divided.

(Chairman - Mr McGrath, (Warrnambool))

AYES, 56

Mr Ashley	Mr Jasper	Mr Perrin	Mr Stockdale
Mr Bildstien	Mr Jenkins	Mr Pescott	Mr Tanner
Mr Brown	Mr John	Mrs Peulich	Mrs Tehan
Mr Clark	Mr Kilgour	Mr Phillips	Mr Thompson
Mr Coleman	Mr Lupton	Mr Plowman	(Sandringham)
Mr Cooper	Mr McArthur	(Benambra)	Mr Traynor
Mr Davis	Mrs McGill	Mr Plowman	Mr Treasure
Mr Dean	Mr McGrath	(Evelyn)	Mr Turner
Mr Doyle	(Wimmera)	Mr Reynolds	Mrs Wade
Mr Elder	Mr McLellan	Mr Richardson	Mr Weideman
Mrs Elliott	(Frankston East)	Mr Rowe	Mr Wells
Mr Finn	Mr McNamara	Mr Smith	
Mr Gude	Mr Maclellan	(Glen Waverley)	
Mr Hayward	(Pakenham)	Mr Smith	
Mr Heffernan	Mr Maughan	(Polwarth)	Tellers
Mrs Henderson	Dr Napthine	Mr Spry	Mr Hyams
Mr Honeywood	Mr Paterson	Mr Steggall	Mr Ryan

NOES, 26

Mr Andrianopoulos	Mr Haermeyer	Mr Mildenhall	Mrs Wilson
Mr Baker	Mr Hamilton	Mr Pandazopoulos	
Mr Batchelor	Mr Kennan	Mr Roper	
Dr Coghill	Ms Kirner	Mr Sandon	
Mr Cole	Mr Leighton	Mr Seitz	
Mr Cunningham	Mr Loney	Mr Sercombe	Tellers
Mr Dollis	Ms Marple	Mr Thomson	Mr Thwaites
Mrs Garbutt	Mr Micallef	(Pascoe Vale)	Dr Vaughan

And so it was resolved in the affirmative.

No. 11 - Clauses 2 to 9.

Question - That clauses 2 to 9 inclusive stand part of the Bill - put.

Committee divided.

(Chairman - Mr McGrath, (*Warrnambool*))

AYES, 56

Mr Ashley	Mr Jenkins	Mrs Peulich	Mrs Tehan
Mr Bildstien	Mr John	Mr Phillips	Mr Thompson
Mr Brown	Mr Kilgour	Mr Plowman	(<i>Sandringham</i>)
Mr Clark	Mr Lupton	(<i>Benambra</i>)	Mr Traynor
Mr Coleman	Mr McArthur	Mr Plowman	Mr Treasure
Mr Cooper	Mrs McGill	(<i>Evelyn</i>)	Mrs Wade
Mr Davis	Mr McGrath	Mr Reynolds	Mr Weideman
Mr Dean	(<i>Wimmera</i>)	Mr Richardson	Mr Wells
Mr Doyle	Mr McLellan	Mr Rowe	
Mr Elder	(<i>Frankston East</i>)	Mr Ryan	
Mrs Elliott	Mr McNamara	Mr Smith	
Mr Finn	Mr MacLellan	(<i>Glen Waverley</i>)	
Mr Gude	(<i>Pakenham</i>)	Mr Smith	
Mr Hayward	Mr Maughan	(<i>Polwarth</i>)	
Mr Heffernan	Dr Napthine	Mr Spry	<i>Tellers</i>
Mr Honeywood	Mr Paterson	Mr Steggall	Mrs Henderson
Mr Hyams	Mr Perrin	Mr Stockdale	Mr Turner
Mr Jasper	Mr Pescott	Mr Tanner	

NOES, 26

Mr Baker	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Mr Loney	Mr Thomson	
Mr Dollis	Ms Marple	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Mrs Garbutt	Mr Micallef	Mr Thwaites	Mr Andrianopoulos
Mr Haermeyer	Mr Pandazopoulos	Dr Vaughan	Mr Mildenhall

And so it was resolved in the affirmative.

No. 12 - DAIRY INDUSTRY BILL - Clauses 1 to 87.

Question - That clauses 1 to 87 inclusive stand part of the Bill – put.

Committee divided.

(Chairman - Mr McGrath, (*Warrnambool*))

AYES, 56

Mr Ashley	Mr Hyams	Mr Paterson	Mr Stockdale
Mr Bildstien	Mr Jasper	Mr Perrin	Mr Tanner
Mr Brown	Mr Jenkins	Mr Phillips	Mrs Tehan
Mr Clark	Mr John	Mr Plowman	Mr Thompson
Mr Coleman	Mr Kennett	(<i>Benambra</i>)	(<i>Sandringham</i>)
Mr Cooper	Mr Kilgour	Mr Plowman	Mr Traynor
Mr Davis	Mr Lupton	(<i>Evelyn</i>)	Mr Treasure
Mr Dean	Mr McArthur	Mr Reynolds	Mr Turner
Mr Doyle	Mr McGrath	Mr Richardson	Mrs Wade
Mr Elder	(<i>Wimmera</i>)	Mr Rowe	Mr Weideman
Mrs Elliott	Mr McLellan	Mr Ryan	Mr Wells
Mr Finn	(<i>Frankston East</i>)	Mr Smith	
Mr Gude	Mr McNamara	(<i>Glen Waverley</i>)	
Mr Hayward	Mr Maclellan	Mr Smith	<i>Tellers</i>
Mr Heffernan	(<i>Pakenham</i>)	(<i>Polwarth</i>)	Mrs McGill
Mrs Henderson	Mr Maughan	Mr Spry	Mrs Peulich
Mr Honeywood	Dr Napthine	Mr Steggall	

NOES, 26

Mr Baker	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Ms Kirner	Mr Sercombe	
Mr Cole	Mr Leighton	Mr Sheehan	
Mr Cunningham	Mr Loney	Mr Thomson	
Mr Dollis	Ms Marple	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Mrs Garbutt	Mr Micallef	Mr Thwaites	Mr Andrianopoulos
Mr Haermeyer	Mr Mildenhall	Dr Vaughan	Mr Pandazopoulos

And so it was resolved in the affirmative.

No. 13

Question - That the Chairman of Committees do report to the House that the Committee has agreed to the Bill without amendment - put.

Committee divided.

(Chairman - Mr McGrath, (*Warrnambool*))

AYES, 56

Mr Ashley	Mr Hyams	Mr Paterson	Mr Tanner
Mr Bildstien	Mr Jasper	Mr Perrin	Mrs Tehan
Mr Brown	Mr John	Mrs Peulich	Mr Thompson
Mr Clark	Mr Kennett	Mr Phillips	(<i>Sandringham</i>)
Mr Coleman	Mr Kilgour	Mr Plowman	Mr Traynor
Mr Cooper	Mr Lupton	(<i>Evelyn</i>)	Mr Treasure
Mr Davis	Mr McArthur	Mr Reynolds	Mr Turner
Mr Dean	Mrs McGill	Mr Richardson	Mrs Wade
Mr Doyle	Mr McGrath	Mr Rowe	Mr Weideman
Mr Elder	(<i>Wimmera</i>)	Mr Ryan	Mr Wells
Mrs Elliott	Mr McLellan	Mr Smith	
Mr Finn	(<i>Frankston East</i>)	(<i>Glen Waverley</i>)	
Mr Gude	Mr McNamara	Mr Smith	<i>Tellers</i>
Mr Hayward	Mr Maclellan	(<i>Polwarth</i>)	Mr Jenkins
Mr Heffernan	(<i>Pakenham</i>)	Mr Spry	Mr Plowman
Mrs Henderson	Mr Maughan	Mr Steggall	(<i>Benambra</i>)
Mr Honeywood	Dr Napthine	Mr Stockdale	

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Mildenhall	Mr Thwaites
Mr Baker	Mr Hamilton	Mr Roper	Dr Vaughan
Mr Batchelor	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Mr Loney	Mr Sheehan	<i>Tellers</i>
Mr Dollis	Ms Marple	Mr Thomson	Mr Pandazopoulos
Mrs Garbutt	Mr Micallef	(<i>Pascoe Vale</i>)	Mrs Wilson

And so it was resolved in the affirmative.

No. 14 - LAW REFORM COMMISSION (REPEAL) BILL - Clauses 1 to 8.

Question - That Clauses 1 to 8 inclusive stand part of the Bill – put.

Committee divided.

(Chairman - Mr McGrath, (*Warrnambool*))

AYES, 55

Mr Bildstien	Mr Jasper	Mr Perrin	Mr Tanner
Mr Brown	Mr Jenkins	Mrs Peulich	Mrs Tehan
Mr Clark	Mr John	Mr Phillips	Mr Thompson
Mr Coleman	Mr Kennett	Mr Plowman	(<i>Sandringham</i>)
Mr Cooper	Mr Kilgour	(<i>Benambra</i>)	Mr Traynor
Mr Davis	Mr Lupton	Mr Plowman	Mr Treasure
Mr Dean	Mr McArthur	(<i>Evelyn</i>)	Mr Turner
Mr Doyle	Mrs McGill	Mr Reynolds	Mrs Wade
Mr Elder	Mr McGrath	Mr Richardson	Mr Weideman
Mrs Elliott	(<i>Wimmera</i>)	Mr Rowe	Mr Wells
Mr Finn	Mr McLellan	Mr Ryan	
Mr Gude	(<i>Frankston East</i>)	Mr Smith	
Mr Hayward	Mr McNamara	(<i>Glen Waverley</i>)	
Mr Heffernan	Mr Maclellan	Mr Smith	
Mrs Henderson	(<i>Pakenham</i>)	(<i>Polwarth</i>)	<i>Tellers</i>
Mr Honeywood	Mr Maughan	Mr Steggall	Mr Paterson
Mr Hyams	Dr Napthine	Mr Stockdale	Mr Spry

NOES, 24

Mr Andrianopoulos	Mrs Garbutt	Mr Roper	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Seitz	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Sheehan	
Mr Cole	Ms Marple	Mr Thomson	<i>Tellers</i>
Mr Cunningham	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Haermeyer
Mr Dollis	Mr Pandazopoulos	Mr Thwaites	Mr Loney

And so it was resolved in the affirmative.

Friday, 13 November 1992

No. 15 - STATE OWNED ENTERPRISES BILL - Clauses 1 to 92 and Schedule.

Question - That clauses 1 to 92 inclusive and schedule stand part of the Bill – put.

Committee divided.

(Chairman - Mr Richardson)

AYES, 55

Mr Ashley	Mr Kennett	Mr Perton	Mr Stockdale
Mr Bildstien	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Brown	Mr Leigh	Mrs Peulich	Mrs Tehan
Mr Clark	Mr Lupton	Mr Phillips	Mr Thompson
Mr Coleman	Mr McArthur	Mr Plowman	(Sandringham)
Mr Cooper	Mrs McGill	(Benambra)	Mr Treasure
Mr Davis	Mr McGrath	Mr Plowman	Mr Turner
Mr Dean	(Wimmera)	(Evelyn)	Mrs Wade
Mr Doyle	Mr McLellan	Mr Reynolds	Mr Weideman
Mr Elder	(Frankston East)	Mr Rowe	Mr Wells
Mr Finn	Mr McNamara	Mr Ryan	
Mr Heffernan	Mr Maclellan	Mr Smith	
Mrs Henderson	(Pakenham)	(Glen Waverley)	
Mr Hyams	Mr Maughan	Mr Smith	Tellers
Mr Jasper	Dr Napthine	(Polwarth)	Mrs Elliott
Mr Jenkins	Mr Paterson	Mr Spry	Mr Traynor
Mr John	Mr Perrin	Mr Steggall	

NOES, 27

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Ms Kirner	Mr Sercombe	
Mr Cole	Mr Leighton	Mr Sheehan	
Mr Cunningham	Mr Loney	Mr Thomson	Tellers
Mr Dollis	Mr Micallef	(Pascoe Vale)	Ms Marple
Mrs Garbutt	Mr Pandazopoulos	Mr Thwaites	Mr Mildenhall

And so it was resolved in the affirmative.

No. 16 - STATE DEFICIT LEVY BILL - Clause 1.

1. Purpose

The purpose of this Act is to impose a state deficit levy on all rateable properties in Victoria and provide for the levy to be collected by Councils.

- (Mr Stockdale)

Question - That clause 1 stand part of the Bill – put.

Committee divided.

(Chairman - Mr McGrath, (*Warrnambool*))

AYES, 55

Mr Bildstien	Mr John	Mr Perton	Mr Tanner
Mr Brown	Mr Kilgour	Mr Pescott	Mrs Tehan
Mr Clark	Mr Leigh	Mrs Peulich	Mr Thompson
Mr Coleman	Mr Lupton	Mr Phillips	(<i>Sandringham</i>)
Mr Cooper	Mr McArthur	Mr Plowman	Mr Traynor
Mr Davis	Mrs McGill	(<i>Benambra</i>)	Mr Treasure
Mr Dean	Mr McGrath	Mr Plowman	Mr Turner
Mr Doyle	(<i>Wimmera</i>)	(<i>Evelyn</i>)	Mrs Wade
Mr Elder	Mr McLellan	Mr Reynolds	Mr Weideman
Mrs Elliott	(<i>Frankston East</i>)	Mr Richardson	Mr Wells
Mr Finn	Mr McNamara	Mr Smith	
Mr Heffernan	Mr Maclellan	(<i>Glen Waverley</i>)	
Mrs Henderson	(<i>Pakenham</i>)	Mr Smith	
Mr Honeywood	Mr Maughan	(<i>Polwarth</i>)	
Mr Hyams	Dr Napthine	Mr Spry	<i>Tellers</i>
Mr Jasper	Mr Paterson	Mr Steggall	Mr Rowe
Mr Jenkins	Mr Perrin	Mr Stockdale	Mr Ryan

NOES, 26

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Mrs Wilson
Mr Baker	Mr Hamilton	Mr Sandon	
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Cunningham	Mr Micallef	Mr Thomson	<i>Tellers</i>
Mr Dollis	Mr Mildenhall	(<i>Pascoe Vale</i>)	Ms Marple
Mrs Garbutt	Mr Pandazopoulos	Dr Vaughan	Mr Thwaites

And so it was resolved in the affirmative.

No. 17 - Clauses 2 to 16, Government Amendments Nos. 1 to 12 and New Clause AA.

Question - That Clauses 2 to 16 inclusive stand part of the Bill, Government amendments Nos. 1 to 12 inclusive circulated in accordance with Standing Order No. 105, be agreed to and New Clause AA be read a second time and added to the Bill - put.

Committee divided.

(Chairman - Mr McGrath, (Warrnambool))

AYES, 55

Mr Bildstien	Mr John	Mr Perton	Mr Tanner
Mr Brown	Mr Kilgour	Mr Pescott	Mrs Tehan
Mr Clark	Mr Leigh	Mrs Peulich	Mr Thompson
Mr Coleman	Mr Lupton	Mr Phillips	(Sandringham)
Mr Cooper	Mr McArthur	Mr Plowman	Mr Traynor
Mr Davis	Mrs McGill	(Benambra)	Mr Treasure
Mr Dean	Mr McGrath	Mr Plowman	Mr Turner
Mr Doyle	(Wimmera)	(Evelyn)	Mrs Wade
Mr Elder	Mr McLellan	Mr Reynolds	Mr Weideman
Mrs Elliott	(Frankston East)	Mr Richardson	Mr Wells
Mr Finn	Mr McNamara	Mr Smith	
Mr Heffernan	Mr Maclellan	(Glen Waverley)	
Mrs Henderson	(Pakenham)	Mr Smith	
Mr Honeywood	Mr Maughan	(Polwarth)	
Mr Hyams	Dr Napthine	Mr Spry	Tellers
Mr Jasper	Mr Paterson	Mr Steggall	Mr Rowe
Mr Jenkins	Mr Perrin	Mr Stockdale	Mr Ryan

NOES, 26

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Mrs Wilson
Mr Baker	Mr Hamilton	Mr Sandon	
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	
Mr Cunningham	Mr Micallef	Mr Thomson	Tellers
Mr Dollis	Mr Mildenhall	(Pascoe Vale)	Ms Marple
Mrs Garbutt	Mr Pandazopoulos	Dr Vaughan	Mr Thwaites

And so it was resolved in the affirmative.

LEGISLATIVE ASSEMBLY OF VICTORIA
DIVISIONS IN COMMITTEE OF THE WHOLE

No. 4

Tuesday, 6 April 1993

No. 1 - BARLEY MARKETING BILL - Clause 73.

73. Police may detail vehicles

A member of the police force may, for the purposes of exercising any of the functions under section 71 stop and detain any motor vehicle in a public street or public place in which the member has reasonable grounds to believe there is any barley or any documents relating to any such barley.

- (Mr McGrath, Wimmera)

Question - That clause 73 stand part of the Bill - put.

Committee divided.

(Chairman - Mr McGrath, (Warrnambool))

AYES, 56

Mr Ashley	Mr John	Mr Perrin	Mr Tanner
Mr Bildstien	Mr Kennett	Mr Perton	Mrs Tehan
Mr Brown	Mr Kilgour	Mr Pescott	Mr Thompson
Mr Clark	Mr Leigh	Mrs Peulich	(Sandringham)
Mr Coleman	Mr Lupton	Mr Phillips	Mr Traynor
Mr Cooper	Mr McArthur	Mr Plowman	Mr Treasure
Mr Davis	Mrs McGill	(Benambra)	Mr Turner
Mr Doyle	Mr McGrath	Mr Plowman	Mrs Wade
Mrs Elliott	(Wimmera)	(Evelyn)	Mr Weideman
Mr Finn	Mr McLellan	Mr Reynolds	Mr Wells
Mr Gude	(Frankston East)	Mr Richardson	
Mr Hayward	Mr McNamara	Mr Rowe	
Mr Heffernan	Mr Maclellan	Mr Ryan	
Mrs Henderson	(Pakenham)	Mr Smith	
Mr Honeywood	Mr Maughan	(Glen Waverley)	Tellers
Mr Hyams	Dr Naphine	Mr Spry	Mr Dean
Mr Jasper	Mr Paterson	Mr Stegall	Mr Jenkins

NOES, 23

Mr Andrianopoulos	Mr Haermeyer	Mr Sandon	Mrs Wilson
Mr Baker	Mr Hamilton	Mr Seitz	
Mr Batchelor	Mr Kennan	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Sheehan	
Mr Cole	Mr Loney	Mr Thomson	<i>Tellers</i>
Mr Dollis	Mr Micallef	(<i>Pascoe Vale</i>)	Ms Marple
Mrs Garbutt	Mr Roper	Dr Vaughan	Mr Mildenhall

And so it was resolved in the affirmative.

No. 2 - SHOPPING TRADING (FURTHER AMENDMENT) (AMENDMENT) BILL - Clause 1.

1. Purpose

The purpose of this Act is to repeal the provision for the expiry on 30 June 1993 of the amendments to the Shop Trading Act 1987 and the Liquor Control Act 1987 made by the Shop Trading (Further Amendment) Act 1991.

- (*Mr Heffernan*)

Amendment proposed - That at the end of the clause there be inserted the expression "and amend the Shop Trading Act 1987 in relation to employment on Sundays".

- (*Mr Leighton*)

Question - That the expression proposed to be inserted be so inserted - put.

Committee divided.

(Chairman - Mr McGrath, (*Warrnambool*))

AYES 23

Mr Andrianopoulos	Mr Haermeyer	Mr Roper	Mrs Wilson
Mr Baker	Mr Hamilton	Mr Sandon	
Mr Batchelor	Mr Kennan	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	<i>Tellers</i>
Mr Dollis	Mr Micallef	Mr Thomson	Ms Marple
Mrs Garbutt	Mr Mildenhall	(<i>Pascoe Vale</i>)	Dr Vaughan

NOES, 55

Mr Ashley	Mr Jenkins	Mr Paterson	Mrs Tehan
Mr Bildstien	Mr John	Mr Perrin	Mr Thompson
Mr Brown	Mr Kennett	Mr Perton	(Sandringham)
Mr Clark	Mr Kilgour	Mr Pescott	Mr Traynor
Mr Coleman	Mr Leigh	Mrs Peulich	Mr Treasure
Mr Cooper	Mr Lupton	Mr Phillips	Mr Turner
Mr Davis	Mr McArthur	Mr Plowman	Mrs Wade
Mr Dean	Mrs McGill	(Benambra)	Mr Weideman
Mr Doyle	Mr McGrath	Mr Plowman	Mr Wells
Mrs Elliott	(Wimmera)	(Evelyn)	
Mr Gude	Mr McLellan	Mr Reynolds	
Mr Hayward	(Frankston East)	Mr Richardson	
Mr Heffernan	Mr McNamara	Mr Rowe	
Mrs Henderson	Mr Maclellan	Mr Smith	
Mr Honeywood	(Pakenham)	(Glen Waverley)	Tellers
Mr Hyams	Mr Maughan	Mr Steggall	Mr Ryan
Mr Jasper	Dr Napthine	Mr Tanner	Mr Spry

And so it passed in the negative.

Wednesday, 7 April 1993

No. 3 - LAND (CROWN GRANTS AND RESERVES) BILL - New Clause A.

"A. Provisions not to apply to certain Richmond land

- (1) Despite anything in section 3 and 4 the amendments made by those sections to the Crown Land (Reserves) Act 1978 and the Land Act 1958 do not apply to the land in Folio of the Register Volume 9733 Folio 652.
- (2) Section 8 of the Crown Land (Reserves) Act 1978 continues to apply to the land in Folio of the Register Volume 9733 Folio 652 as if section 3 of this Act had not been enacted.
- (3) Section 5 does not apply to the land in Folio of the Register Volume 9733 Folio 652 or to the decision of the Supreme Court in The Mayor, Councillors and Citizens of the City of Richmond v Her Majesty's Attorney-General for the State of Victoria (Proceeding No. 6345 of 1990) in so far as it relates to that land."

- (Mr Thomson, Pascoe Vale)

Question - That New clause A be read a second time and added to the Bill - put.

Committee divided.

(Chairman - Mr McGrath, (*Warrnambool*))

AYES, 26

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Baker	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Mr Loney	Mr Sheehan	
Mr Dollis	Ms Marple	Mr Thomson	<i>Tellers</i>
Mrs Garbutt	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Mildenhall
Mr Haermeyer	Mr Pandazopoulos	Mr Thwaites	Dr Vaughan

NOES, 56

Mr Ashley	Mr Jenkins	Mr Perrin	Mr Steggall
Mr Bildstien	Mr John	Mr Perton	Mr Stockdale
Mr Brown	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Clark	Mr Leigh	Mr Phillips	Mrs Tehan
Mr Coleman	Mr Lupton	Mr Plowman	Mr Thompson
Mr Cooper	Mr McArthur	(<i>Benambra</i>)	(<i>Sandringham</i>)
Mr Davis	Mrs McGill	Mr Plowman	Mr Traynor
Mr Dean	Mr McGrath	(<i>Evelyn</i>)	Mr Treasure
Mr Doyle	(<i>Wimmera</i>)	Mr Reynolds	Mr Turner
Mr Elder	Mr McLellan	Mr Richardson	Mr Weideman
Mr Finn	(<i>Frankston East</i>)	Mr Rowe	Mr Wells
Mr Gude	Mr McNamara	Mr Ryan	
Mr Hayward	Mr Maclellan	Mr Smith	
Mrs Henderson	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	
Mr Honeywood	Mr Maughan	Mr Smith	<i>Tellers</i>
Mr Hyams	Dr Napthine	(<i>Polwarth</i>)	Mrs Elliott
Mr Jasper	Mr Paterson	Mr Spry	Mrs Peulich

And so it passed in the negative.

LEGISLATIVE ASSEMBLY OF VICTORIA
DIVISIONS IN COMMITTEE OF THE WHOLE

No. 5

Tuesday, 27 April 1993

No.1 CITY OF GREATER GEELONG BILL - Clause 7.

7. *Appointment of Commissioners*

- (1) The Governor in Council may by Order in Council appoint at least 3 but not more than 5 persons to be Commissioners for the purposes of this Act.
- (2) The Governor in Council may at any time by Order in Council appoint an additional Commissioner or Commissioners but so that the total number of Commissioners in office shall not at any time exceed 5.
- (3) The Governor in Council may by Order in Council appoint a person to fill a vacancy in the office of a Commissioner.

[Sub-clauses (4) to (11) inclusive not printed]

- (Mr Kennett)

Amendment proposed - That sub-clause (1) to (3) inclusive be omitted with the view of inserting in place thereof the following sub-clauses:

- "(1) The Governor in Council may by Order in Council appoint 7 persons to be Commissioners for the purposes of the Act.
- (2) Of the persons appointed to be Commissioners -
 - (a) 1 is to be appointed from each of the former Councils from a panel of names of 2 former Councillors provided by each former Council; and
 - (b) 1 is to be appointed as the Chairperson.
- (3) The Governor in Council may appoint one of the Commissioners appointed under sub-section (2)(a) to be the Deputy Chairperson."

- (Mrs Wilson)

Question - That the sub-clauses proposed to be omitted stand part of the clause - put.

Committee divided.

(Chairman - Mr Smith, (*Glen Waverley*))

AYES, 58

Mr Ashley	Mr Hyams	Mr Maughan	Mr Spry
Mr Bildstien	Mr Jasper	Dr Napthine	Mr Steggall
Mr Brown	Mr Jenkins	Mr Paterson	Mr Stockdale
Mr Clark	Mr John	Mr Perrin	Mr Tanner
Mr Coleman	Mr Kennett	Mr Perton	Mrs Tehan
Mr Cooper	Mr Kilgour	Mr Pescott	Mr Thompson
Mr Davis	Mr Leigh	Mrs Peulich	(<i>Sandringham</i>)
Mr Dean	Mr Lupton	Mr Phillips	Mr Traynor
Mr Doyle	Mr McArthur	Mr Plowman	Mr Treasure
Mr Elder	Mrs McGill	(<i>Benambra</i>)	Mrs Wade
Mrs Elliott	Mr McGrath	Mr Plowman	Mr Weideman
Mr Finn	(<i>Wimmera</i>)	(<i>Evelyn</i>)	Mr Wells
Mr Gude	Mr McLellan	Mr Reynolds	
Mr Hayward	(<i>Frankston East</i>)	Mr Richardson	<i>Tellers</i>
Mr Heffernan	Mr McNamara	Mr Ryan	Mr Rowe
Mrs Henderson	Mr Maclellan	Mr Smith	Mr Turner
Mr Honeywood	(<i>Pakenham</i>)	(<i>Polwarth</i>)	

NOES, 23

Mr Andrianopoulos	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Baker	Mr Kennan	Mr Seitz	
Mr Batchelor	Mr Leighton	Mr Sercombe	
Dr Coghill	Mr Loney	Mr Thomson	
Mr Cole	Mr Micallef	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Mr Cunningham	Mr Mildenhall	Mr Thwaites	Ms Marple
Mrs Garbutt	Mr Roper	Dr Vaughan	Mr Pandazopoulos

And so it was resolved in the affirmative.

No. 2 Clause 16.

16. *Provisions relating to election of Councillors*

- (1) Despite anything to the contrary in the **Local Government Act 1989** or the **Local Government (Miscellaneous) Act 1958**, the Governor in Council may by Order in Council —
 - (a) fix a day for the holding of the first election of Councillors under the **Local Government Act 1989** for the Greater Geelong City Council;
 - (b) specify the number of Councillors, being the whole number of Councillors assigned to the Greater Geelong City Council to be returned at the first election;
 - (c) specify the number of wards for the municipal district, the name of each ward, and the number of Councillors to represent each ward at the first election for the purposes of the **Local Government Act 1989**;

- (d) give such directions or provide for any other matters or things as may appear to the Governor in Council to be necessary or expedient with respect to the holding of the first election.

[Sub-clauses (2) to (5) inclusive not printed]

- (Mr Kennett)

Amendment proposed - That after the word "Council" in paragraph (a) there be inserted the expression "which day must not be later than 31 December 1993".

- (Mrs Wilson)

Question - That the expression proposed to be inserted be so inserted - put.

Committee divided.

(Chairman - Mr Smith, *(Glen Waverley)*)

AYES, 23

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Baker	Mr Kennan	Mr Sandon	
Mr Batchelor	Mr Leighton	Mr Seitz	
Dr Coghill	Mr Loney	Mr Sercombe	
Mr Cole	Ms Marple	Mr Thomson	<i>Tellers</i>
Mr Cunningham	Mr Micallef	<i>(Pascoe Vale)</i>	Mr Mildenhall
Mrs Garbutt	Mr Pandazopoulos	Dr Vaughan	Mr Thwaites

NOES, 58

Mr Ashley	Mr Jasper	Mr Paterson	Mr Steggall
Mr Bildstien	Mr John	Mr Perrin	Mr Stockdale
Mr Brown	Mr Kennett	Mr Perton	Mr Tanner
Mr Clark	Mr Kilgour	Mr Pescott	Mrs Tehan
Mr Coleman	Mr Leigh	Mrs Peulich	Mr Thompson
Mr Cooper	Mr Lupton	Mr Phillips	<i>(Sandringham)</i>
Mr Davis	Mr McArthur	Mr Plowman	Mr Traynor
Mr Dean	Mrs McGill	<i>(Benambra)</i>	Mr Treasure
Mr Doyle	Mr McGrath	Mr Plowman	Mr Turner
Mr Elder	<i>(Wimmera)</i>	<i>(Evelyn)</i>	Mrs Wade
Mr Finn	Mr McEellan	Mr Reynolds	Mr Weideman
Mr Gude	<i>(Frankston East)</i>	Mr Richardson	Mr Wells
Mr Hayward	Mr McNamara	Mr Rowe	
Mr Heffernan	Mr Maclellan	Mr Ryan	
Mrs Henderson	<i>(Pakenham)</i>	Mr Smith	<i>Tellers</i>
Mr Honeywood	Mr Maughan	<i>(Polwarth)</i>	Mrs Elliott
Mr Hyams	Dr Napthine	Mr Spry	Mr Jenkins

And so it passed in the negative.

No. 3. New clause A.

"A. Transitional provision - staff of Geelong Regional Commission

- (1) On or after the appointed day but not later than 2 years after the appointed day, all members of staff of the Geelong Regional Commission must become members of staff of the Greater Geelong City Council with the same terms and conditions as those with the Geelong Regional Commission and with the benefit of all accrued rights.
- (2) As from the appointed day all members of staff of the Geelong Regional Commission are entitled to be considered for and have the same rights and access to permanent staff positions with the Greater Geelong City Council as members of staff of the Greater Geelong City Council".

- (Mrs Wilson)

Question - That New clause A be read a second time and added to the Bill - put.

Committee divided.

(Chairman - Mr Smith, (Glen Waverley))

AYES, 23

Mr Andrianopoulos	Mr Kennan	Mr Sandon	Mrs Wilson
Mr Baker	Mr Leighton	Mr Seitz	
Mr Batchelor	Ms Marple	Mr Sercombe	
Dr Coghill	Mr Micallef	Mr Thomson	
Mr Cole	Mr Mildenhall	(Pascoe Vale)	Tellers
Mrs Garbutt	Mr Pandazopoulos	Mr Thwaites	Mr Cunningham
Mr Hamilton	Mr Roper	Dr Vaughan	Mr Loney

NOES, 58

Mr Ashley	Mr Jasper	Mr Paterson	Mr Stockdale
Mr Bildstien	Mr Jenkins	Mr Perrin	Mr Tanner
Mr Brown	Mr John	Mr Perton	Mrs Tehan
Mr Clark	Mr Kennett	Mr Pescott	Mr Thompson
Mr Coleman	Mr Kilgour	Mrs Peulich	(Sandringham)
Mr Cooper	Mr Leigh	Mr Phillips	Mr Traynor
Mr Davis	Mr Lupton	Mr Plowman	Mr Turner
Mr Dean	Mr McArthur	(Benambra)	Mrs Wade
Mr Doyle	Mrs McGill	Mr Plowman	Mr Weideman
Mr Elder	Mr McGrath	(Evelyn)	
Mrs Elliott	(Wimmera)	Mr Reynolds	
Mr Finn	Mr McLellan	Mr Richardson	
Mr Gude	(Frankston East)	Mr Rowe	
Mr Hayward	Mr McNamara	Mr Ryan	
Mr Heffernan	Mr Maclellan	Mr Smith	
Mrs Henderson	(Pakenham)	(Polwarth)	Tellers
Mr Honeywood	Mr Maughan	Mr Spry	Mr Treasure
Mr Hyams	Dr Napthine	Mr Steggall	Mr Wells

And so it passed in the negative.

No. 4 Schedule 1.

SCHEDULE 1

BOUNDARIES OF CITY OF GREATER GEELONG

Commencing on the shore of Port Phillip Bay at the Little River; thence north-westerly by that river to the Balliang Creek; thence north-westerly by that creek to the Geelong-Bacchus Marsh road; thence southerly by that road to Swamp Road; thence westerly by that road to the Bacchus Marsh-Balliang Road; thence southerly by that road to Lees Road; thence southerly by that road to the Little River; thence westerly by that river to the eastern boundary of the Parish of Beremboke; thence northerly by that boundary to the north-eastern angle of allotment 2A Section B; thence westerly by the northern boundary and southerly by the western boundary of that allotment to the north-eastern angle of allotment 5; thence westerly by the northern boundaries of that allotment and allotment 8 and further westerly by a line to the south-eastern angle of allotment 24E, being a point on the southern boundary of the parish; thence westerly by that parish boundary to Stony Creek road; thence south-westerly by that road to the Geelong-Ballan Road; thence south-easterly by that road to Clarkes Road; thence south-westerly by that road to Lowes Lane; thence southerly by that lane to the southern boundary of the Parish of Durdidwarrah; thence easterly by that boundary to the Sutherland Creek East Branch; thence southerly by that branch of the creek and further southerly by the Sutherland Creek to the Moorabool River; thence south-easterly by that river to the Midland Highway; thence westerly by that highway to Dog Rocks Road; thence southerly, westerly and again southerly by that road to the Fyansford-Gheringhap Road; thence southerly by Friend in Hand Road to the Hamilton Highway; thence easterly by that highway to Merrawarp Road; thence generally southerly by that road to Barrabool Road; thence further southerly by Honeys Road and the eastern boundary of allotment 4, Parish of Barrabool to the Waurm Ponds Creek; thence southerly by the western boundary of allotment A, Portion 5, Parish of Duneed to the Princes Highway; thence further southerly by Pettavel Road to Mt. Duneed Road; thence easterly by that road to Ghazeepore Road, thence southerly by that road to Grossmans Road; thence easterly by that road to the eastern boundary of allotment 78, Parish of Puebla; thence southerly by that boundary to Spring Creek; thence generally easterly by that creek to the eastern boundary of allotment 6, Parish of Jan Juc; thence southerly by that boundary to the Great Ocean Road; thence westerly by that road to Bells Boulevarde; thence southerly by that boulevarde to Bones Road; thence easterly by a road and a line in continuation to the shore of Bass Strait; thence generally north-easterly by that shore to Point Lonsdale; thence north-easterly by the shore of Port Phillip Bay and the eastern shore of Swan Island to Swan Point; thence northerly by a line to Edwards Point on the shore of Port Phillip Bay; thence northerly and westerly by that shore, generally westerly and northerly by the shore of Corio Bay and generally north-easterly by the shore of Port Phillip Bay to the Little River being the point of commencement (excluding the municipal district of the Borough of Queenscliffe).

- (Mr Kennett)

Amendment proposed - That the words "to Mt Duneed Rd; thence easterly by that road to" and ending "and the eastern shore of Swan Island to Swan Point" be omitted with the view of inserting the words "a point established by the southerly extension of Lake Road; and thence by that line and by Lake Road and its northerly extension to the Barwon River; thence generally south-easterly to the mouth of the

Barwon River; thence across the river mouth along the Bass Strait shoreline in a generally north-easterly direction to Point Lonsdale; thence north-easterly by the shore of Port Phillip Bay and the eastern shore of Swan Island to Swan Point."

- (Mrs Wilson)

Question - That the words proposed to be omitted stand part of the schedule - put.

Committee divided.

(Chairman - Mr Smith, (Glen Waverley))

AYES, 58

Mr Ashley	Mr Jenkins	Mr Perton	Mrs Tehan
Mr Bildstien	Mr John	Mr Pescott	Mr Thompson
Mr Brown	Mr Kennett	Mrs Peulich	(Sandringham)
Mr Clark	Mr Kilgour	Mr Phillips	Mr Traynor
Mr Coleman	Mr Leigh	Mr Plowman	Mr Treasure
Mr Cooper	Mr Lupton	(Benambra)	Mr Turner
Mr Dean	Mr McArthur	Mr Plowman	Mrs Wade
Mr Doyle	Mr McGrath	(Evelyn)	Mr Weideman
Mr Elder	(Wimmera)	Mr Reynolds	Mr Wells
Mrs Elliott	Mr McLellan	Mr Richardson	
Mr Finn	(Frankston East)	Mr Rowe	
Mr Gude	Mr McNamara	Mr Ryan	
Mr Hayward	Mr Maclellan	Mr Smith	
Mr Heffernan	(Pakenham)	(Polwarth)	
Mrs Henderson	Mr Maughan	Mr Spry	
Mr Honeywood	Dr Napthine	Mr Steggall	Tellers
Mr Hyams	Mr Paterson	Mr Stockdale	Mr Davis
Mr Jasper	Mr Perrin	Mr Tanner	Mrs McGill

NOES, 23

Mr Baker	Mr Kennan	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Leighton	Mr Sandon	
Dr Coghill	Mr Loney	Mr Seitz	
Mr Cole	Ms Marple	Mr Sercombe	
Mr Cunningham	Mr Micallef	Mr Thomson	Tellers
Mrs Garbutt	Mr Mildenhall	(Pascoe Vale)	Mr Andrianopoulos
Mr Hamilton	Mr Pandazopoulos	Mr Thwaites	Dr Vaughan

And so it was resolved in the affirmative.

Thursday, 29 April 1993

No. 5 CASINO CONTROL (AMENDMENT) BILL - Clause 4.

4. New Part 9A inserted.

After Part 9 of the Principal Act insert -

PART 9A — THE MELBOURNE CASINO

Division — Introductory

128A. Definition

(1) In this Part —

"Melbourne Casino area" means the lands shown in a plan of survey referred to in section 128B (1) and approved under section 128B or, if that area is varied in accordance with this Division, that area as so varied;

"Melbourne Casino project" means the project involving —

- (a) the establishment of the Melbourne Casino on the Melbourne Casino site; and
- (b) the establishment of the Melbourne Casino on the temporary casino site (whether or not in the Melbourne Casino area) for use until the permanent Melbourne Casino is established; and
- (c) the development and use of land in the Melbourne Casino area or the temporary casino site for facilities or any purpose related to the project as described in paragraphs (a) and (b); and
- (d) roadworks and other works in the Melbourne Casino area or the temporary casino site associated with the project as described in paragraphs (a) to (c);

[Remainder of clause not printed]

- (Mrs Wade)

Amendment proposed - That paragraph (b) of the definition of "Melbourne Casino Project" in the proposed new section 128A(1) be omitted.

- (Mr Roper)

Question - That the paragraph proposed to be omitted stand part of the clause - put.

Committee divided.

(Chairman - Mr McGrath, (*Warrnambool*))

AYES, 55

Mr Ashley	Mr Kennett	Mr Perton	Mr Stockdale
Mr Bildstien	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Brown	Mr Leigh	Mrs Peulich	Mr Thompson
Mr Clark	Mr Lupton	Mr Phillips	(<i>Sandringham</i>)
Mr Coleman	Mr McArthur	Mr Plowman	Mr Traynor
Mr Cooper	Mrs McGill	(<i>Benambra</i>)	Mr Treasure
Mr Davis	Mr McGrath	Mr Plowman	Mr Turner
Mr Dean	(<i>Wimmera</i>)	(<i>Evelyn</i>)	Mrs Wade
Mr Doyle	Mr McLellan	Mr Reynolds	Mr Weideman
Mr Elder	(<i>Frankston East</i>)	Mr Richardson	Mr Wells
Mr Finn	Mr McNamara	Mr Rowe	
Mr Hayward	Mr Maclellan	Mr Smith	
Mrs Henderson	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	
Mr Honeywood	Mr Maughan	Mr Smith	<i>Tellers</i>
Mr Hyams	Dr Napthine	(<i>Polwarth</i>)	Mrs Elliott
Mr Jasper	Mr Paterson	Mr Spry	Mr Ryan
Mr Jenkins	Mr Perrin	Mr Steggall	

NOES, 22

Mr Andrianopoulos	Mr Kennan	Mr Roper	
Mr Batchelor	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Ms Marple	Mr Sheehan	
Mr Cunningham	Mr Micallef	Mr Thomson	<i>Tellers</i>
Mr Haermeyer	Mr Mildenhall	(<i>Pascoe Vale</i>)	Mr Thwaites
Mr Hamilton	Mr Pandazopoulos	Mrs Wilson	Dr Vaughan

And so it was resolved in the affirmative.

No. 6 GAMING MACHINE CONTROL (AMENDMENT) BILL - Clause 7.

7. *Community Support Fund*

In section 138(4)(c) of the Principal Act —

- (a) omit "not less than"; and
- (b) in sub-paragraph (i) after "clubs" insert "or programs";
- (c) in sub-paragraph (ii) after "gamblers" insert "or, in consultation with the Minister administering the Youth Affairs Act 1986, for or towards government initiatives on youth homelessness".

- (*Mrs Wade*)

Amendment proposed - That the following sub-clause be inserted at the end of the clause:

'(2) After section 138(7) of the Principal Act insert -

"(8) The Auditor-General must, in respect of each year ending on 30 June, transmit to the Legislative Assembly a report on whether money from the Community Support Fund applied in accordance with sub-section (4)(c) and (d) is in addition to, and not in substitution for, money appropriated for those purposes from other sources."

- (Mr Roper)

Question - That the sub-clause proposed to be inserted be so inserted - put.

Committee divided.

(Chairman - Mr McGrath, (Warrnambool))

AYES, 20

Mr Andrianopoulos	Mr Kennan	Mr Sercombe	Mrs Wilson
Mr Batchelor	Mr Leighton	Mr Sheehan	
Dr Coghill	Mr Micallef	Mr Thomson	
Mr Cunningham	Mr Pandazopoulos	(Pascoe Vale)	Tellers
Mr Haermeyer	Mr Roper	Mr Thwaites	Ms Marple
Mr Hamilton	Mr Seitz	Dr Vaughan	Mr Mildenhall

NOES, 56

Mr Ashley	Mr John	Mr Perrin	Mr Steggall
Mr Bildstien	Mr Kennett	Mr Perton	Mr Stockdale
Mr Brown	Mr Kilgour	Mr Pescott	Mr Tanner
Mr Clark	Mr Leigh	Mrs Peulich	Mr Thompson
Mr Coleman	Mr Lupton	Mr Phillips	(Sandringham)
Mr Cooper	Mr McArthur	Mr Plowman	Mr Traynor
Mr Davis	Mrs McGill	(Benambra)	Mr Treasure
Mr Doyle	Mr McGrath	Mr Plowman	Mr Turner
Mr Elder	(Wimmera)	(Evelyn)	Mrs Wade
Mrs Elliott	Mr McLellan	Mr Reynolds	Mr Weideman
Mr Finn	(Frankston East)	Mr Richardson	Mr Wells
Mr Hayward	Mr McNamara	Mr Rowe	
Mrs Henderson	Mr Maclellan	Mr Smith	
Mr Honeywood	(Pakenham)	(Glen Waverley)	
Mr Hyams	Mr Maughan	Mr Smith	Tellers
Mr Jasper	Dr Napthine	(Polwarth)	Mr Dean
Mr Jenkins	Mr Paterson	Mr Spry	Mr Ryan

And so it passed in the negative.

No. 7 Clause 7.

Question - That clause 7 stand part of the Bill - put.

Committee divided.

(Chairman - Mr McGrath, (*Warrnambool*))

AYES, 53

Mr Ashley	Mr John	Mr Pescott	Mr Thompson
Mr Bildstien	Mr Kilgour	Mrs Peulich	(<i>Sandringham</i>)
Mr Brown	Mr Leigh	Mr Plowman	Mr Traynor
Mr Clark	Mr Lupton	(<i>Benambra</i>)	Mr Treasure
Mr Coleman	Mr McArthur	Mr Plowman	Mr Turner
Mr Cooper	Mrs McGill	(<i>Evelyn</i>)	Mrs Wade
Mr Davis	Mr McGrath	Mr Reynolds	Mr Weideman
Mr Doyle	(<i>Wimmera</i>)	Mr Richardson	Mr Wells
Mr Elder	Mr McLellan	Mr Rowe	
Mrs Elliott	(<i>Frankston East</i>)	Mr Ryan	
Mr Finn	Mr Maclellan	Mr Smith	
Mr Hayward	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	
Mrs Henderson	Mr Maughan	Mr Smith	
Mr Honeywood	Dr Napthine	(<i>Polwarth</i>)	
Mr Hyams	Mr Paterson	Mr Spry	Tellers
Mr Jasper	Mr Perrin	Mr Steggall	Mr Dean
Mr Jenkins	Mr Perton	Mr Tanner	Mr Phillips

NOES, 24

Mr Andrianopoulos	Mr Haermeyer	Mr Pandazopoulos	Mr Thomson
Mr Baker	Mr Hamilton	Mr Roper	(<i>Pascoe Vale</i>)
Mr Batchelor	Ms Kirner	Mr Sandon	Mrs Wilson
Dr Coghill	Mr Leighton	Mr Seitz	
Mr Cole	Ms Marple	Mr Sercombe	Tellers
Mr Cunningham	Mr Micallef	Mr Sheehan	Mr Thwaites
Mrs Garbutt	Mr Mildenhall		Dr Vaughan

And so it was resolved in the affirmative.

LEGISLATIVE ASSEMBLY OF VICTORIA
DIVISIONS IN COMMITTEE OF THE WHOLE

No. 6

Tuesday, 18 May 1993

No. 1 CRIMES (CRIMINAL TRIALS) BILL - Clause 27.

27. Insertion of new section 360A in Crimes Act 1958

In Subdivision (5) of Division 1 of Part III of the Crimes Act 1958, after section 360 insert —

"360A. Adjournment or stay of trial

(1) Subject to sub-section (2) and despite any rule of law to the contrary, if —

- (a) a person is committed for trial; or
- (b) a presentment has been filed —

the fact that an accused has been refused legal assistance in respect of a trial is not a ground for an adjournment or stay of the trial.

(2) If a court is satisfied at any time before or during the trial that —

- (a) it will be unable to ensure that the accused will receive a fair trial unless the accused is legally represented in the trial; and
- (b) the accused is in need of legal assistance because he or she is unable to afford the full cost of obtaining from a private practitioner legal representation in the trial—

the court may order the Legal Aid Commission of Victoria to provide assistance to the accused, on any conditions specified by the court and may adjourn the trial until such assistance has been provided.

(3) Despite anything in the Legal Aid Commission Act 1978, the Legal Aid Commission of Victoria must provide legal representation in accordance with an order under sub-section (2)."

Amendment proposed - That the word "court" (where thirdly occurring) in proposed new section 360A(2) be omitted with the view of inserting in place thereof the word "Commission".

- (Mr Cole)

Question - That the word proposed to be omitted stand part of the clause - put.

Committee divided.

(Chairman - Mr Richardson)

AYES, 57

Mr Ashley	Mr Jasper	Mr Perrin	Mr Stockdale
Mr Bildstien	Mr Jenkins	Mr Perton	Mr Tanner
Mr Brown	Mr John	Mr Pescott	Mrs Tehan
Mr Clark	Mr Kennett	Mrs Peulich	Mr Thompson
Mr Coleman	Mr Kilgour	Mr Phillips	(Sandringham)
Mr Cooper	Mr Leigh	Mr Plowman	Mr Traynor
Mr Davis	Mr Lupton	(Benambra)	Mr Treasure
Mr Dean	Mr McArthur	Mr Plowman	Mrs Wade
Mr Doyle	Mr McGrath	(Evelyn)	Mr Weideman
Mr Elder	(Wimmera)	Mr Reynolds	
Mrs Elliott	Mr McLellan	Mr Rowe	
Mr Finn	(Frankston East)	Mr Ryan	
Mr Gude	Mr McNamara	Mr Smith	
Mr Hayward	Mr Maclellan	(Glen Waverley)	
Mr Heffernan	(Pakenham)	Mr Smith	
Mrs Henderson	Mr Maughan	(Polwarth)	Tellers
Mr Honeywood	Dr Naphthine	Mr Spry	Mrs McGill
Mr Hyams	Mr Paterson	Mr Steggall	Mr Turner

NOES, 25

Mr Andrianopoulos	Mr Kennan	Mr Roper	
Mr Baker	Ms Kirner	Mr Sandon	
Dr Coghill	Mr Leighton	Mr Seitz	
Mr Cole	Mr Loney	Mr Sercombe	
Mr Cunningham	Ms Marple	Mr Thomson	
Mr Dollis	Mr Micallef	(Pascoe Vale)	Tellers
Mrs Garbutt	Mr Mildenhall	Dr Vaughan	Mr Haermeyer
Mr Hamilton	Mr Pandazopoulos	Mrs Wilson	Mr Thwaites

And so it was resolved in the affirmative.

Wednesday, 19 May 1993

No. 2 RACING (AMENDMENT) BILL - Clause 6.

6. Harness Racing Board

(1) For section 39(2) of the Principal Act substitute —

"(2) The Board shall consist of 5 members appointed by the Governor in Council of whom —

- (a) one shall be chairperson;
- (b) one is a person who has experience in business;
- (c) one is a person who has experience in marketing;
- (d) two are persons who have experience in the harness racing industry."

[Sub-clauses (2) to (4) inclusive not printed]

- (Mr Reynolds)

Amendment proposed - That the expression ' industry.' ' be omitted with the view of inserting in place thereof the following expression:

'industry -
and of whom a majority has experience in the harness racing industry.' '

- (Mr Roper)

Question - That the expression proposed to be omitted stand part of the clause - put.

Committee divided.

(Chairman - Mr McGrath, *(Warrnambool)*)

AYES, 56

Mr Ashley	Mr John	Mr Pescott	Mr Thompson
Mr Bildstien	Mr Kennett	Mrs Peulich	<i>(Sandringham)</i>
Mr Brown	Mr Kilgour	Mr Plowman	Mr Traynor
Mr Clark	Mr Leigh	<i>(Benambra)</i>	Mr Treasure
Mr Coleman	Mr Lupton	Mr Plowman	Mr Turner
Mr Cooper	Mr McArthur	<i>(Evelyn)</i>	Mrs Wade
Mr Davis	Mrs McGill	Mr Reynolds	Mr Weideman
Mr Dean	Mr McGrath	Mr Richardson	Mr Wells
Mr Doyle	<i>(Wimmera)</i>	Mr Rowe	
Mr Elder	Mr McLellan	Mr Ryan	
Mrs Elliott	<i>(Frankston East)</i>	Mr Smith	
Mr Finn	Mr McNamara	<i>(Glen Waverley)</i>	
Mr Gude	Mr Maclellan	Mr Smith	
Mr Hayward	<i>(Pakenham)</i>	<i>(Polwarth)</i>	
Mr Heffernan	Dr Naphthine	Mr Spry	<i>Tellers</i>
Mr Hyams	Mr Paterson	Mr Steggall	Mrs Henderson
Mr Jasper	Mr Perrin	Mr Tanner	Mr Phillips
Mr Jenkins	Mr Perton	Mrs Tehan	

NOES, 24

Mr Andrianopoulos	Mr Leighton	Mr Sandon	Dr Vaughan
Mr Baker	Mr Loney	Mr Seitz	Mrs Wilson
Dr Coghill	Ms Marple	Mr Sercombe	
Mr Cole	Mr Micallef	Mr Sheehan	<i>Tellers</i>
Mrs Garbutt	Mr Mildenhall	Mr Thomson	Mr Cunningham
Mr Hamilton	Mr Pandazopoulos	(<i>Pascoe Vale</i>)	Mr Haermeyer
Ms Kirner	Mr Roper	Mr Thwaites	

And so it was resolved in the affirmative.

No. 3 Clause 8.

8. *Substitution of section 116B*

For section 116B of the Principal Act substitute —

"116B. Membership of the Board

- (1) The Board shall consist of seven members appointed by the Governor in Council on the recommendation of the Minister.
- (2) One of the members shall be appointed chairperson of the Board.
- (3) Another member selected by the Minister shall be deputy chairperson of the Board."

- (Mr Reynolds)

Amendment proposed - That there be inserted at the end of the clause the following sub-clause:

- "(4) A majority of the members of the Board must have experience in the horse racing industry, the harness racing industry or the greyhound racing industry."

- (Mr Roper)

Motion made and question - That the Chairman do report progress and ask for leave to sit again (*Mr Gude*) - put.

Committee divided.

(Chairman - Mr McGrath, (*Warrnambool*))

AYES, 56

Mr Ashley	Mr Jenkins	Mr Perton	Mr Steggall
Mr Bildstien	Mr John	Mr Pescott	Mr Stockdale
Mr Brown	Mr Kennett	Mrs Peulich	Mr Tanner
Mr Clark	Mr Kilgour	Mr Phillips	Mrs Tehan
Mr Coleman	Mr Leigh	Mr Plowman	Mr Traynor
Mr Cooper	Mr Lupton	(Benambra)	Mr Treasure
Mr Davis	Mr McArthur	Mr Plowman	Mr Turner
Mr Dean	Mr McGrath	(Evelyn)	Mrs Wade
Mr Doyle	(Wimmera)	Mr Reynolds	Mr Weideman
Mrs Elliott	Mr McLellan	Mr Richardson	Mr Wells
Mr Finn	(Frankston East)	Mr Rowe	
Mr Gude	Mr McNamara	Mr Ryan	
Mr Hayward	Mr Maclellan	Mr Smith	<i>Tellers</i>
Mr Heffernan	(Pakenham)	(Glen Waverley)	Mrs McGill
Mrs Henderson	Dr Napthine	Mr Smith	Mr Thompson
Mr Hyams	Mr Paterson	(Polwarth)	(Sandringham)
Mr Jasper	Mr Perrin	Mr Spry	

NOES, 26

Mr Andrianopoulos	Mr Hamilton	Mr Roper	Mrs Wilson
Mr Baker	Mr Kennan	Mr Sandon	
Dr Coghill	Ms Kirner	Mr Seitz	
Mr Cole	Mr Leighton	Mr Sercombe	
Mr Cunningham	Mr Loney	Mr Sheehan	
Mr Dollis	Ms Marple	Mr Thomson	<i>Tellers</i>
Mrs Garbutt	Mr Micallef	(Pascoe Vale)	Mr Pandazopoulos
Mr Haermeyer	Mr Mildenhall	Dr Vaughan	Mr Thwaites

And so it was resolved in the affirmative.

Thursday, 20 May 1993

No. 4 RACING (AMENDMENT) BILL - Clause 8.

(For clause and amendment see No. 3 above)

Question - That the sub-clause proposed to be inserted be so inserted - put.

Committee divided.

(Chairman - Mr McGrath, (Warrnambool))

AYES, 26

Mr Andrianopoulos	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Baker	Mr Kennan	Mr Seitz	
Dr Coghill	Ms Kirner	Mr Sercombe	
Mr Cole	Mr Leighton	Mr Sheehan	
Mr Cunningham	Mr Micallef	Mr Thomson	
Mr Dollis	Mr Mildenhall	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Mrs Garbutt	Mr Pandazopoulos	Mr Thwaites	Mr Loney
Mr Haermeyer	Mr Roper	Dr Vaughan	Ms Marple

NOES, 56

Mr Ashley	Mr Jasper	Mr Perton	Mr Tanner
Mr Bildstien	Mr Jenkins	Mr Pescott	Mrs Tehan
Mr Brown	Mr John	Mrs Peulich	Mr Thompson
Mr Clark	Mr Kilgour	Mr Phillips	(<i>Sandringham</i>)
Mr Coleman	Mr Leigh	Mr Plowman	Mr Traynor
Mr Cooper	Mr Lupton	(<i>Benambra</i>)	Mr Treasure
Mr Davis	Mr McArthur	Mr Plowman	Mr Turner
Mr Doyle	Mrs McGill	(<i>Evelyn</i>)	Mrs Wade
Mr Elder	Mr McGrath	Mr Reynolds	Mr Weideman
Mrs Elliott	(<i>Wimmera</i>)	Mr Richardson	Mr Wells
Mr Finn	Mr McLellan	Mr Rowe	
Mr Gude	(<i>Frankston East</i>)	Mr Smith	
Mr Hayward	Mr McNamara	(<i>Glen Waverley</i>)	
Mr Heffernan	Mr Maughan	Mr Smith	
Mrs Henderson	Dr Naphine	(<i>Polwarth</i>)	<i>Tellers</i>
Mr Honeywood	Mr Paterson	Mr Spry	Mr Dean
Mr Hyams	Mr Perrin	Mr Steggall	Mr Ryan

And so it passed in the negative.

LEGISLATIVE ASSEMBLY OF VICTORIA
DIVISIONS IN COMMITTEE OF THE WHOLE

No. 7

Wednesday, 20 October 1993

No. 1 PUBLIC SECTOR MANAGEMENT (AMENDMENT) BILL - Clause 12.

12. *New Division 4A inserted in Part 2*

After Division 4 of Part 2 of the Principal Act insert—

"Division 4A—Fixed term employees

34A. *Employment of fixed term employees*

- (1) Subject to the regulations (if any), a Department Head may employ any person as a fixed term employee.
- (2) A person may be employed as a fixed term employee for a term of not less than 12 months and not more than 5 years.
- (3) A fixed term employee may be re-employed at the end of his or her first term of employment for a further term of not less than 12 months and not more than 5 years.
- (4) Subject to this Act, the employment of a fixed term employee is not terminated at the end of the first term of employment if he or she is re-employed for a further term in accordance with this section.

34B. *Termination of fixed term employment*

- (1) The employment of a fixed term employee may be terminated within the term of employment of the Department Head giving the employee or the employee giving the Department Head 4 weeks notice of termination or such other period of notice as is agreed between the Department Head and the employee.
- (2) The employment of a fixed term employee is terminated at the end of his or her term of employment unless the employee is re-employed under this Division.
- (3) A person who, immediately before his or her first employment under this Division was an officer, retains any right to long service, annual, sick or other leave accrued or accruing to him or her immediately before that employment.

- (4) A person who, immediately before his or her first employment under this Division was an officer, is deemed on the termination of his or her employment under this Division to be re-appointed to a position in the public service with the same remuneration as the position held by that person immediately before his or her employment under this Division.
- (5) A fixed term employee is not entitled to compensation as a result of the termination of that employee's employment under this Division."

- (Mr Kennett)

Question - That Clause 12 stand part of the Bill - put.

Committee divided.

(Chairman - Mr McGrath, (Warrnambool))

AYES, 56

Mr Ashley	Mr Jenkins	Mr Paterson	Mr Steggall
Mr Bildstien	Mr John	Mr Perrin	Mr Stockdale
Mr Brown	Mr Kennett	Mr Perton	Mr Tanner
Mr Clark	Mr Kilgour	Mr Pescott	Mrs Tehan
Mr Coleman	Mr Leigh	Mr Phillips	Mr Thompson
Mr Cooper	Mr Lupton	Mr Plowman	(Sandringham)
Mr Davis	Mr McArthur	(Benambra)	Mr Traynor
Dr Dean	Mrs McGill	Mr Plowman	Mr Treasure
Mr Doyle	Mr McGrath	(Evelyn)	Mr Turner
Mr Elder	(Wimmera)	Mr Reynolds	Mr Weideman
Mrs Elliott	Mr McLellan	Mr Rowe	Mr Wells
Mr Gude	(Frankston East)	Mr Ryan	
Mr Hayward	Mr McNamara	Mr Smith	
Mr Heffernan	Mr Maclellan	(Glen Waverley)	
Mrs Henderson	(Pakenham)	Mr Smith	Tellers
Mr Hyams	Mr Maughan	(Polwarth)	Mr Finn
Mr Jasper	Dr Napthine	Mr Spry	Mrs Peulich

NOES, 25

Mr Andrianopoulos	Mr Hamilton	Mr Sandon	
Mr Baker	Ms Kirner	Mr Seitz	
Mr Batchelor	Mr Leighton	Mr Sercombe	
Mr Brumby	Mr Loney	Mr Sheehan	
Dr Coghill	Mr Micallef	Mr Thomson	
Mr Cole	Mr Mildenhall	(Pascoe Vale)	
Mr Dollis	Mr Pandazopoulos	Mr Thwaites	Tellers
Ms Garbutt	Mr Roper	Mrs Wilson	Mr Haermeyer
			Dr Vaughan

And so it was resolved in the affirmative.

LEGISLATIVE ASSEMBLY OF VICTORIA
DIVISIONS IN COMMITTEE OF THE WHOLE

No. 8

Thursday, 28 October 1993

No. 1 LAND TAX (FURTHER AMENDMENT) BILL - Clause 4.

4. *Exemptions*

- (1) In section 3 (1) of the Principal Act, in paragraph (b) of the definition of "public statutory authority", after "1983" insert ", other than the Rural Water Corporation or an Authority within the meaning of the Water Act 1989 that is prescribed as a public authority for the purposes of that Act".
- (2) In section 9 (1) (f) of the Principal Act, omit "or trade union".
- (3) In section 9 (1AB) of the Principal Act, after "authority" insert "or land vested in or held in trust for, or for the purposes of, or for purposes which include the purposes of, a trade union, trades hall or council of trade unions".
- (4) In section 9 (1AD) of the Principal Act, after "1983" insert ", other than the Rural Water Corporation or an Authority within the meaning of the Water Act 1989 that is prescribed as a public authority for the purposes of that Act".

- (Mr Stockdale)

Amendment proposed - That sub-clauses (2) and (3) be omitted.

- (Mr Baker)

Question - That the sub-clauses proposed to be omitted stand part of the clause - put.

Committee divided.

(Chairman - Mr McGrath, (*Warrnambool*))

AYES, 53

Mr Bildstien	Mr Kilgour	Mr Plowman	Mr Thompson
Mr Brown	Mr Leigh	(<i>Benambra</i>)	(<i>Sandringham</i>)
Mr Clark	Mr Lupton	Mr Plowman	Mr Traynor
Mr Coleman	Mr McArthur	(<i>Evelyn</i>)	Mr Treasurer
Mr Cooper	Mrs McGill	Mr Richardson	Mr Turner
Mr Davis	Mr McGrath	Mr Rowe	Mrs Wade
Dr Dean	(<i>Wimmera</i>)	Mr Ryan	Mr Weideman
Mr Elder	Mr McLellan	Mr Smith	Mr Wells
Mrs Elliott	(<i>Frankston East</i>)	(<i>Glen Waverley</i>)	
Mr Gude	Mr McNamara	Mr Smith	
Mr Hayward	Mr Maughan	(<i>Polwarth</i>)	
Mr Heffernan	Dr Napthine	Mr Spry	
Mrs Henderson	Mr Paterson	Mr Steggall	
Mr Hyams	Mr Perrin	Mr Stockdale	
Mr Jasper	Mr Perton	Mr Tanner	<i>Tellers</i>
Mr Jenkins	Mr Pescott	Mrs Tehan	Mr Doyle
Mr Kennett	Mrs Peulich		Mr Phillips

NOES, 26

Mr Andrianopoulos	Ms Garbutt	Mr Roper	Mrs Wilson
Mr Baker	Mr Hamilton	Mr Sandon	
Mr Batchelor	Ms Kirner	Mr Seitz	
Mr Brumby	Mr Leighton	Mr Sercombe	
Dr Coghill	Mr Loney	Mr Sheehan	
Mr Cole	Ms Marple	Mr Thomson	<i>Tellers</i>
Mr Cunningham	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Haermeyer
Mr Dollis	Mr Pandazopoulos	Dr Vaughan	Mr Mildenhall

And so it was resolved in the affirmative.

LEGISLATIVE ASSEMBLY OF VICTORIA
DIVISIONS IN COMMITTEE OF THE WHOLE

No. 9

Wednesday, 10 November 1993

No. 1 STATE TAXATION (FURTHER AMENDMENT) BILL - Clause 6.

6. *Fees for licences*

In section 10 of the Principal Act, for sub-section (8) **substitute**—

- "(8) The prescribed proportion of the amount paid as ad valorem fees for licences issued under this Act for a financial year is received by the Commissioner as the Victorian Health Promotion Levy and shall be paid by the Commissioner, at such times as the Treasurer determines, into the Victorian Health Promotion Fund under the **Tobacco Act 1987**.
- (9) The prescribed proportion referred to in sub-section (8) is—
- (a) in respect of the financial year beginning on 1 July 1993, \$22 000 000, less the total of the amounts received as levy before the commencement of section 6 of the **State Taxation (Further Amendment) Act 1993** under section 10 (8) of this Act as in force before that commencement; and
- (b) in respect of each financial year beginning on or after 1 July 1994, such amount as is determined by the Treasurer in respect of that year, being an amount not exceeding one fifteenth of the amount paid during that year as ad valorem fees for licences."

- (Mr Stockdale)

Question - That clause 6 stand part of the Bill - put.

Committee divided.

(Chairman, - Mr McGrath, (*Warrnambool*))

AYES, 54

Mr Ashley	Mr John	Mr Pescott	Mr Tanner
Mr Bildstien	Mr Kennett	Mrs Peulich	Mrs Tehan
Mr Brown	Mr Kilgour	Mr Phillips	Mr Thompson
Mr Clark	Mr Leigh	Mr Plowman	(<i>Sandringham</i>)
Mr Coleman	Mr Lupton	(<i>Benambra</i>)	Mr Traynor
Mr Cooper	Mr McArthur	Mr Plowman	Mr Treasure
Mr Davis	Mrs McGill	(<i>Evelyn</i>)	Mr Turner
Dr Dean	Mr McGrath	Mr Richardson	Mrs Wade
Mr Doyle	(<i>Wimmera</i>)	Mr Rowe	Mr Weideman
Mr Elder	Mr McLellan	Mr Ryan	
Mr Finn	(<i>Frankston East</i>)	Mr Smith	
Mr Hayward	Mr Maclellan	(<i>Glen Waverley</i>)	
Mrs Henderson	(<i>Pakenham</i>)	Mr Smith	
Mr Honeywood	Mr Maughan	(<i>Polwarth</i>)	
Mr Hyams	Dr Naphthine	Mr Spry	<i>Tellers</i>
Mr Jasper	Mr Paterson	Mr Steggall	Mrs Elliott
Mr Jenkins	Mr Perrin	Mr Stockdale	Mr Wells

NOES, 26

Mr Andrianopoulos	Ms Garbutt	Mr Sandon	Mrs Wilson
Mr Baker	Mr Haermeyer	Mr Seitz	
Mr Batchelor	Mr Hamilton	Mr Sercombe	
Mr Brumby	Ms Kirner	Mr Sheehan	
Dr Coghill	Mr Leighton	Mr Thomson	
Mr Cole	Mr Loney	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Mr Cunningham	Mr Mildenhall	Mr Thwaites	Ms Marple
Mr Dollis	Mr Roper	Dr Vaughan	Mr Pandazopoulos

And so it was resolved in the affirmative.

LEGISLATIVE ASSEMBLY OF VICTORIA
DIVISIONS IN COMMITTEE OF THE WHOLE

No. 10

Wednesday, 17 November 1993

No. 1 NURSES BILL - Clause 3, *as amended*.

3. *Definitions*

In this Act —

"**Administrative Appeals Tribunal**" means the Administrative Appeals Tribunal established under the **Administrative Appeals Tribunal Act 1984**;

"**alcoholic**" has the same meaning as in the **Alcoholics and Drug-dependent Persons Act 1968**;

"**Board**" means the Nurses Board of Victoria established under Part 6;

"**drug-dependent person**" has the same meaning as in the **Alcoholics and Drug-dependent Persons Act 1968**;

"**Fund**" means the Nurses Board Fund established under Part 7;

"**Health Services Commissioner**" means the Health Services Commissioner within the meaning of the **Health Services (Conciliation and Review) Act 1987**;

"**health service establishment**" has the same meaning as in the **Health Services Act 1988**;

"**lawyer**" means a person admitted to practise as a barrister and solicitor of the Supreme Court;

"**medical practitioner**" means a medical practitioner registered under the **Medical Practitioners Act 1970**;

"**nurses's agent**" means a person who, for fee or reward, carries on the business or practice of arranging the supply of the services of nurses registered under this Act;

"**register**" means the register of nurses kept under Part 2;

"**registered funded agency**" has the same meaning as in the **Health Services Act 1988**;

"**registered nurse**" means a person registered under Part 2;

"**Secretary**" means—

- (a) in relation to any act to which section 6 (3) of the **Health Act 1958** applies, the body corporate established under section 6 of that Act; and
- (b) in any other case, the Department Head, within the meaning of the **Public Sector Management Act 1992**, to the Department of Health and Community Services;

"unprofessional conduct" means all or any of the following —

- (a) professional conduct which is of a lesser standard than that which the public might reasonably expect of a registered nurse; or
- (b) professional misconduct; or
- (c) a finding of guilt of -
 - (i) an indictable offence; or
 - (ii) an offence which affects the nurse's ability to continue to practise; or
 - (iii) an offence against this Act or the regulations.

- (Mrs Tehan)

(Underling denotes insertion by amendment)

Amendment proposed - That the following expression be inserted after the word "regulations"

"-

but does not include any action taken by a nurse pursuant to an industrial dispute".

- (Mr Roper)

Question - That the expression proposed to be inserted is so inserted - put.

Committee divided

(Chairman - Mr McGrath, (Warrnambool))

AYES, 26

Mr Andrianopoulos
Mr Baker
Mr Batchelor
Mr Brumby
Dr Coghill
Mr Cole
Mr Cunningham
Mr Dollis

Ms Garbutt
Mr Hamilton
Ms Kirner
Mr Loney
Ms Marple
Mr Micallef
Mr Mildenhall
Mr Pandazopoulos

Mr Roper
Mr Sandon
Mr Seitz
Mr Sercombe
Mr Sheehan
Mr Thomson
(Pascoe Vale)
Dr Vaughan

Mrs Wilson

Tellers
Mr Haermeyer
Mr Thwaites

NOES, 52

Mr Ashley	Mr Leigh	Mr Plowman	Mr Turner
Mr Bildstien	Mr Lupton	(<i>Evelyn</i>)	Mrs Wade
Mr Brown	Mr McArthur	Mr Reynolds	Mr Weideman
Mr Clark	Mrs McGill	Mr Richardson	Mr Wells
Mr Coleman	Mr McGrath	Mr Rowe	
Mr Cooper	(<i>Wimmera</i>)	Mr Ryan	
Mr Davis	Mr McLellan	Mr Smith	
Mr Elder	(<i>Frankston East</i>)	(<i>Glen Waverley</i>)	
Mrs Elliott	Mr McNamara	Mr Smith	
Mr Finn	Mr Maclellan	(<i>Polwarth</i>)	
Mr Hayward	(<i>Pakenham</i>)	Mr Spry	
Mr Heffernan	Dr Napthine	Mr Steggall	
Mrs Henderson	Mr Paterson	Mr Tanner	
Mr Honeywood	Mr Perrin	Mrs Tehan	
Mr Jasper	Mr Pescott	Mr Thompson	
Mr Jenkins	Mrs Peulich	(<i>Sandringham</i>)	<i>Tellers</i>
Mr John	Mr Plowman	Mr Traynor	Mr Doyle
Mr Kilgour	(<i>Benambra</i>)	Mr Treasure	Mr Phillips

And so it passed in the negative.

Friday, 19 November 1993

No. 2 NURSES BILL - Clause 3, *as amended*.

For clause 3 as amended see Division No. 1 above.

Question - That clause 3, as amended, stand part of the Bill - put.

Committee divided.

(Chairman - Mr McGrath, (Warrnambool))

AYES, 53

Mr Ashley	Mr John	Mr Paterson	Mr Tanner
Mr Brown	Mr Kennett	Mr Perrin	Mrs Tehan
Mr Clark	Mr Kilgour	Mr Perton	Mr Thompson
Mr Coleman	Mr Leigh	Mr Pescott	(Sandringham)
Mr Cooper	Mr Lupton	Mrs Peulich	Mr Traynor
Mr Davis	Mr McArthur	Mr Plowman	Mr Treasure
Mr Doyle	Mrs McGill	(Evelyn)	Mr Turner
Mrs Elliott	Mr McGrath	Mr Reynolds	Mr Wade
Mr Finn	(Wimmera)	Mr Richardson	Mr Weideman
Mr Gude	Mr McLellan	Mr Rowe	Mr Wells
Mr Hayward	(Frankston East)	Mr Smith	
Mr Heffernan	Mr McNamara	(Glen Waverley)	
Mrs Henderson	Mr Maclellan	Mr Smith	Tellers
Mr Honeywood	(Pakenham)	(Polwarth)	Mr Phillips
Mr Hyams	Mr Maughan	Mr Spry	Mr Ryan
Mr Jenkins	Dr Napthine	Mr Steggall	

NOES, 27

Mr Andrianopoulos	Ms Garbutt	Mr Roper	Dr Vaughan
Mr Baker	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Batchelor	Ms Kirner	Mr Seitz	
Mr Brumby	Mr Leighton	Mr Sercombe	
Dr Coghill	Mr Loney	Mr Sheehan	
Mr Cole	Ms Marple	Mr Thomson	Tellers
Mr Cunningham	Mr Micallef	(Pascoe Vale)	Mr Haermeyer
Mr Dollis	Mr Mildenhall	Mr Thwaites	Mr Pandazopoulos

And so it was resolved in the affirmative.

No. 3 Clauses 4 to 101, Government amendments 4 to 57.

Question - That Clauses 4 to 101 stand part of the Bill, Government amendments 4 to 57 be agreed to and the Bill be reported to the House with amendments - put.

Committee divided.

(Chairman - Mr McGrath, (*Warrnambool*))

AYES, 50

Mr Ashley	Mr John	Mr Perton	Mrs Tehan
Mr Brown	Mr Kennett	Mr Pescott	Mr Traynor
Mr Clark	Mr Kilgour	Mrs Peulich	Mr Treasure
Mr Coleman	Mr Leigh	Mr Plowman	Mr Turner
Mr Cooper	Mr Lupton	(<i>Evelyn</i>)	Mr Weideman
Mr Davis	Mr McArthur	Mr Reynolds	Mr Wells
Mr Doyle	Mr McGrath	Mr Richardson	
Mrs Elliott	(<i>Wimmera</i>)	Mr Rowe	
Mr Finn	Mr McLellan	Mr Ryan	
Mr Gude	(<i>Frankston East</i>)	Mr Smith	
Mr Hayward	Mr McNamara	(<i>Glen Waverley</i>)	
Mr Heffernan	Mr Maclellan	Mr Smith	<i>Tellers</i>
Mrs Henderson	(<i>Pakenham</i>)	(<i>Polwarth</i>)	Mr Phillips
Mr Honeywood	Dr Napthine	Mr Spry	Mr Thompson
Mr Hyams	Mr Paterson	Mr Steggall	(<i>Sandringham</i>)
Mr Jenkins	Mr Perrin	Mr Tanner	

NOES, 27

Mr Andrianopoulos	Ms Garbutt	Mr Pandazopoulos	Dr Vaughan
Mr Baker	Mr Haermeyer	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Hamilton	Mr Sandon	
Mr Brumby	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Sheehan	<i>Tellers</i>
Mr Cunningham	Ms Marple	Mr Thomson	Mr Mildenhall
Mr Dollis	Mr Micallef	(<i>Pascoe Vale</i>)	Mr Thwaites

And so it was resolved in the affirmative.

No. 4 EQUAL OPPORTUNITY (AMENDMENT) BILL (NO. 2) - Clauses 1 to 29
Government amendments Nos. 1 to 3.

Question - That clauses 1 to 29 stand part of the Bill, Government amendments Nos. 1 to 3 be agreed to and the Bill be reported to the House with amendments - put.

Committee divided.

(Chairman - Mr McGrath, (Warrnambool))

AYES, 50

Mr Ashley	Mr Leigh	Mrs Peulich	Mr Thompson
Mr Brown	Mr Lupton	Mr Plowman	(Sandringham)
Mr Clark	Mr McArthur	(Evelyn)	Mr Traynor
Mr Coleman	Mrs McGill	Mr Reynolds	Mr Treasure
Mr Cooper	Mr McGrath	Mr Richardson	Mr Turner
Mr Davis	(Wimmera)	Mr Rowe	Mrs Wade
Mrs Elliott	Mr McLellan	Mr Ryan	Mr Weideman
Mr Finn	(Frankston East)	Mr Smith	Mr Wells
Mr Gude	Mr McNamara	(Glen Waverley)	
Mr Hayward	Mr Maclellan	Mr Smith	
Mrs Henderson	(Pakenham)	(Polwarth)	
Mr Honeywood	Mr Maughan	Mr Spry	Tellers
Mr Hyams	Mr Paterson	Mr Steggall	Mr Doyle
Mr Jenkins	Mr Perrin	Mr Tanner	Mr Phillips
Mr John	Mr Perton	Mrs Tehan	
Mr Kilgour	Mr Pescott		

NOES, 24

Mr Andrianopoulos	Mr Hamilton	Mr Sandon	Dr Vaughan
Mr Baker	Mr Leighton	Mr Seitz	Mrs Wilson
Mr Batchelor	Mr Loney	Mr Sercombe	
Dr Coghill	Ms Marple	Mr Sheehan	
Mr Cole	Mr Micallef	Mr Thomson	Tellers
Mr Cunningham	Mr Mildenhall	(Pascoe Vale)	Mr Haermeyer
Mr Dollis	Mr Roper	Mr Thwaites	Mr Pandazopoulos

And so it was resolved in the affirmative.

No. 5 PUBLIC SECTOR SUPERANNUATION (ADMINISTRATION) BILL - Clauses 2 to 148 and Government amendments 1 to 144.

Question - That Clauses 2 to 148 stand part of the Bill, Government amendments 1 to 144 be agreed to and the Bill be reported to the House with amendments - put.

Committee divided.

(Chairman - Mr McGrath, (Warrnambool))

AYES, 47

Mr Ashley	Mr John	Mr Perrin	Mr Steggall
Mr Brown	Mr Kilgour	Mr Perton	Mr Tanner
Mr Clark	Mr Leigh	Mr Pescott	Mrs Tehan
Mr Coleman	Mr Lupton	Mrs Peulich	Mr Thompson
Mr Cooper	Mr McArthur	Mr Plowman	(Sandringham)
Mr Davis	Mrs McGill	(Evelyn)	Mr Traynor
Mr Doyle	Mr McGrath	Mr Richardson	Mr Treasure
Mrs Elliott	(Wimmera)	Mr Rowe	Mr Turner
Mr Finn	Mr McLellan	Mr Ryan	Mr Weideman
Mr Gude	(Frankston East)	Mr Smith	Mr Wells
Mr Hayward	Mr McNamara	(Glen Waverley)	
Mrs Henderson	Mr Maclellan	Mr Smith	Tellers
Mr Honeywood	(Pakenham)	(Polwarth)	Mr Hyams
Mr Jenkins	Mr Paterson	Mr Spry	Mr Phillips

NOES, 24

Mr Andrianopoulos	Ms Garbutt	Mr Pandazopoulos	Dr Vaughan
Mr Baker	Mr Haermeyer	Mr Roper	Mrs Wilson
Mr Batchelor	Mr Hamilton	Mr Sandon	
Dr Coghill	Mr Leighton	Mr Seitz	Tellers
Mr Cole	Mr Loney	Mr Sercombe	Mr Mildenhall
Mr Cunningham	Ms Marple	Mr Thomson	Mr Thwaites
Mr Dollis	Mr Micallef	(Pascoe Vale)	

And so it was resolved in the affirmative.

LEGISLATIVE ASSEMBLY OF VICTORIA
DIVISIONS IN COMMITTEE OF THE WHOLE

No. 11

Wednesday, 24 November 1993

No. 1 LIQUOR CONTROL (AMENDMENT) BILL - Clause 4.

4. *Ordinary trading hours of licensed premises to be increased*

- (1) In section 3 of the **Liquor Control Act 1987**, in the definition of "ordinary trading hours", for paragraph (b) substitute—
 - (b) the hours between 10.00 a.m. and 11.00 p.m. on Sunday; and
 - (c) the hours between 12 noon and 11.00 p.m. on Good Friday and Anzac Day;".
- (2) For section 48 (1) (a) (ii) of the **Liquor Control Act 1987** substitute—
 - (ii) between the hours of 10.00 a.m. and 11.00 p.m. on Sunday; and
 - (iia) between the hours of 12 noon and 11.00 p.m. on Good Friday and Anzac Day; and".
- (3) In section 51 (1) of the **Liquor Control Act 1987**—
 - (a) for paragraphs (a) and (b) substitute—
 - (a) between the hours of 9.00 a.m. and 9.00 p.m. on any day other than Sunday, Good Friday, Anzac Day and Christmas Day; and
 - (b) between the hours of 10.00 a.m. and 5.00 p.m. on Sunday; and
 - (ba) between the hours of 12 noon and 9.00 p.m. on Anzac Day; and ";
 - (b) paragraphs (d) and (e) are repealed.
- (4) Sections 47 (1) (c) and 51 (1A) of the **Liquor Control Act 1987** are repealed.

- (Mr Heffernan)

Amendment proposed - That sub-clauses (3) and (4) be omitted.

- (Mr Leighton)

Question - That the sub-clauses proposed to be omitted stand part of the Bill - put.

Committee divided.

(Chairman - Mr McGrath, (Warrnambool))

AYES, 57

Mr Ashley	Mr Hyams	Dr Napthine	Mr Steggall
Mr Bildstien	Mr Jasper	Mr Paterson	Mr Stockdale
Mr Brown	Mr Jenkins	Mr Perrin	Mr Tanner
Mr Clark	Mr John	Mr Perton	Mrs Tehan
Mr Coleman	Mr Kilgour	Mr Pescott	Mr Thompson
Mr Cooper	Mr Leigh	Mrs Peulich	(Sandringham)
Mr Davis	Mr Lupton	Mr Phillips	Mr Traynor
Dr Dean	Mr McArthur	Mr Plowman	Mr Turner
Mr Doyle	Mrs McGill	(Benambra)	Mrs Wade
Mr Elder	Mr McGrath	Mr Plowman	Mr Weideman
Mrs Elliott	(Wimmera)	(Evelyn)	Mr Wells
Mr Finn	Mr McLellan	Mr Reynolds	
Mr Gude	(Frankston East)	Mr Richardson	
Mr Hayward	Mr McNamara	Mr Rowe	
Mr Heffernan	Mr Maclellan	Mr Smith	Tellers
Mr Henderson	(Pakenham)	(Glen Waverley)	Mr Ryan
Mr Honeywood	Mr Maughan	Mr Spry	Mr Treasure

NOES, 26

Mr Andrianopoulos	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Baker	Ms Kirner	Mr Seitz	
Mr Batchelor	Mr Leighton	Mr Sercombe	
Dr Coghill	Mr Loney	Mr Sheehan	
Mr Cole	Ms Marple	Mr Thomson	
Mr Cunningham	Mr Micallef	(Pascoe Vale)	Tellers
Mr Dollis	Mr Mildenhall	Mr Thwaites	Mr Haermeyer
Ms Garbutt	Mr Roper	Dr Vaughan	Mr Pandazopoulos

And so it was resolved in the affirmative.

No. 2 Clause 9

9. *Introduction of a second class of general licence*

- (1) In sections 47 (1) and (2) of the **Liquor Control Act 1987**, for "general licence" substitute "general (class 1) licence".
- (2) In section 47 (1) (a) of the **Liquor Control Act 1987**, for "on or off" substitute "on and off".
- (3) At the end of section 47 of the **Liquor Control Act 1987** insert—
 - "(3) A general (class 2) licence authorises the licensee to sell and dispose of liquor—
 - (a) on the licensed premises for consumption on the licensed premises—
 - (i) during ordinary trading hours; and

- (ii) at any other times in accordance with any extended hours permit held by the licensee in respect of the licensed premises; and
- (b) on the licensed premises for consumption on the licensed premises at any time to a resident of the licensed premises or a guest of such a resident for consumption on the licensed premises; and
- (c) on any other premises authorised by the Commission— subject to such terms and conditions (if any) as the Commission determines and specifies in the licence or extended hours permit.
- (4) The Commission must not grant a general (class 2) licence unless it is satisfied that the primary purpose of the business to be carried on on the licensed premises is the provision of liquor for consumption on the licensed premises."

- (Mr Heffernan)

Amendment proposed - That in sub-clause 3, proposed new clause 47 (3) after the word "liquor" (where first occurring) there be inserted the expression "in any municipal district listed in Part 4 of Schedule 4 to the Public Sector Management Act 1992"

- (Mr Leighton)

Question - That the expression proposed to be inserted be so inserted - put.

Committee divided.

(Chairman - Mr McGrath, (Warrnambool))

AYES, 26

Mr Andrianopoulos	Mr Haermeyer	Mr Sandon	Mrs Wilson
Mr Baker	Mr Hamilton	Mr Seitz	
Mr Batchelor	Ms Kirner	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Sheehan	
Mr Cole	Mr Loney	Mr Thomson	
Mr Cunningham	Mr Micallef	(Pascoe Vale)	Tellers
Mr Dollis	Mr Pandazopoulos	Mr Thwaites	Ms Marple
Ms Garbutt	Mr Roper	Dr Vaughan	Mr Mildenhall

NOES, 57

Mr Ashley	Mr Jenkins	Mr Perton	Mr Thompson
Mr Bildstien	Mr John	Mr Pescott	(Sandringham)
Mr Brown	Mr Kennett	Mrs Peulich	Mr Traynor
Mr Clark	Mr Kilgour	Mr Plowman	Mr Treasure
Mr Coleman	Mr Leigh	(Benambra)	Mr Turner
Mr Cooper	Mr Lupton	Mr Plowman	Mrs Wade
Mr Davis	Mrs McGill	(Evelyn)	Mr Weideman
Dr Dean	Mr McGrath	Mr Reynolds	Mr Wells
Mr Doyle	(Wimmera)	Mr Richardson	
Mr Elder	Mr McLellan	Mr Rowe	
Mrs Elliott	(Frankston East)	Mr Ryan	
Mr Finn	Mr McNamara	Mr Smith	
Mr Gude	Mr Maclellan	(Glen Waverley)	
Mr Hayward	(Pakenham)	Mr Spry	
Mr Heffernan	Mr Maughan	Mr Steggall	
Mrs Henderson	Dr Naphine	Mr Stockdale	Tellers
Mr Honeywood	Mr Paterson	Mr Tanner	Mr McArthur
Mr Hyams	Mr Perrin	Mrs Tehan	Mr Phillips

And so it passed in the negative.

No. 3 - Clause 9

Amendment proposed - That in sub-clause 3, proposed new clause 47 (3) omit the word "such" and insert the expression ", in the case of paragraphs (a) and (c), a meal being available on request and payment by anyone who consumes liquor on the premises and subject to such other"

- (Mr Leighton)

Question - That the word proposed to be omitted stand part of the question - put.

Committee divided.

(Chairman - Mr McGrath, (*Warrnambool*))

AYES, 56

Mr Ashley	Mr Hyams	Mr Perrin	Mr Tanner
Mr Bildstien	Mr Jenkins	Mr Perton	Mrs Tehan
Mr Brown	Mr John	Mr Pescott	Mr Thompson
Mr Clark	Mr Kennett	Mrs Peulich	(<i>Sandringham</i>)
Mr Coleman	Mr Kilgour	Mr Plowman	Mr Traynor
Mr Cooper	Mr Lupton	(<i>Benambra</i>)	Mr Treasure
Mr Davis	Mrs McGill	Mr Plowman	Mr Turner
Dr Dean	Mr McGrath	(<i>Evelyn</i>)	Mrs Wade
Mr Doyle	(<i>Wimmera</i>)	Mr Reynolds	Mr Weideman
Mr Elder	Mr McLellan	Mr Richardson	Mr Wells
Mrs Elliott	(<i>Frankston East</i>)	Mr Rowe	
Mr Finn	Mr McNamara	Mr Ryan	
Mr Gude	Mr Maclellan	Mr Smith	
Mr Hayward	(<i>Pakenham</i>)	(<i>Glen Waverley</i>)	
Mr Heffernan	Mr Maughan	Mr Spry	<i>Tellers</i>
Mrs Henderson	Dr Napthine	Mr Steggall	Mr McArthur
Mr Honeywood	Mr Paterson	Mr Stockdale	Mr Phillips

NOES, 26

Mr Andrianopoulos	Mr Haermeyer	Mr Sandon	Mrs Wilson
Mr Baker	Mr Hamilton	Mr Seitz	
Mr Batchelor	Ms Kirner	Mr Sercombe	
Dr Coghill	Mr Leighton	Mr Sheehan	
Mr Cole	Mr Loney	Mr Thomson	
Mr Cunningham	Mr Micallef	(<i>Pascoe Vale</i>)	<i>Tellers</i>
Mr Dollis	Mr Pandazopoulos	Mr Thwaites	Ms Marple
Ms Garbutt	Mr Roper	Dr Vaughan	Mr Mildenhall

And so it was resolved in the affirmative.

Friday, 26 November 1993

No. 4 CRIMES (AMENDMENT) BILL (NO. 2)- Clauses 2 to 10 and Government amendments 2 to 8.

Question - That Clauses 2 to 10 stand part of the Bill, Government amendments 2 to 8 be agreed to and that the Bill be reported to the House with amendments - put.

Committee divided.

(Chairman - Mr McGrath, (Warrnambool))

AYES, 53

Mr Ashley	Mr Jasper	Mr Pescott	Mr Tanner
Mr Bildstien	Mr Jenkins	Mrs Peulich	Mrs Tehan
Mr Brown	Mr John	Mr Phillips	Mr Thompson
Mr Clark	Mr Kilgour	Mr Plowman	(Sandringham)
Mr Coleman	Mr Leigh	(Benambra)	Mr Traynor
Mr Cooper	Mr McArthur	Mr Plowman	Mr Treasure
Mr Davis	Mrs McGill	(Evelyn)	Mr Turner
Mr Doyle	Mr McLellan	Mr Reynolds	Mrs Wade
Mrs Elliott	(Frankston East)	Mr Richardson	Mr Weideman
Mr Finn	Mr Maclellan	Mr Rowe	Mr Wells
Mr Gude	(Pakenham)	Mr Ryan	
Mr Hayward	Mr Maughan	Mr Smith	
Mr Heffernan	Dr Napthine	(Glen Waverley)	
Mrs Henderson	Mr Paterson	Mr Smith	Tellers
Mr Honeywood	Mr Perrin	(Polwarth)	Dr Dean
Mr Hyams	Mr Perton	Mr Steggall	Mr Spry

NOES, 24

Mr Baker	Mr Haermeyer	Mr Mildenhall	Dr Vaughan
Mr Batchelor	Mr Hamilton	Mr Sandon	Mrs Wilson
Mr Brumby	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Thomson	Tellers
Mr Dollis	Ms Marple	(Pascoe Vale)	Mr Cunningham
Ms Garbutt	Mr Micallef	Mr Thwaites	Mr Pandazopoulos

And so it was resolved in the affirmative.

No. 5 EDUCATION (AMENDMENT) BILL - Clauses 2 to 18 and Government amendments 1 to 4.

Question - That clauses 2 to 18 stand part of the Bill, Government amendments 1 to 4 be agreed to and the Bill be reported to the House with amendments - put.

Committee divided.

(Chairman - Mr McGrath, (*Warrnambool*))

AYES, 55

Mr Ashley	Mr Jenkins	Mr Pescott	Mr Tanner
Mr Bildstien	Mr John	Mrs Peulich	Mrs Tehan
Mr Brown	Mr Kilgour	Mr Phillips	Mr Thompson
Mr Clark	Mr Leigh	Mr Plowman	(<i>Sandringham</i>)
Mr Coleman	Mr McArthur	(<i>Benambra</i>)	Mr Traynor
Mr Cooper	Mrs McGill	Mr Plowman	Mr Treasure
Mr Davis	Mr McGrath	(<i>Evelyn</i>)	Mr Turner
Dr Dean	(<i>Wimmera</i>)	Mr Reynolds	Mrs Wade
Mr Elder	Mr McLellan	Mr Richardson	Mr Weideman
Mrs Elliott	(<i>Frankston East</i>)	Mr Rowe	Mr Wells
Mr Finn	Mr Maclellan	Mr Ryan	
Mr Gude	(<i>Pakenham</i>)	Mr Smith	
Mr Hayward	Mr Maughan	(<i>Glen Waverley</i>)	
Mr Heffernan	Dr Naphthine	Mr Smith	<i>Tellers</i>
Mrs Henderson	Mr Paterson	(<i>Polwarth</i>)	Mr Doyle
Mr Honeywood	Mr Perrin	Mr Spry	Mr Hyams
Mr Jasper	Mr Perton	Mr Steggall	

NOES, 26

Mr Andrianopoulos	Ms Garbutt	Mr Mildenhall	Mrs Wilson
Mr Baker	Mr Haermeyer	Mr Roper	
Mr Batchelor	Mr Hamilton	Mr Sandon	
Mr Brumby	Ms Kirner	Mr Seitz	
Dr Coghill	Mr Leighton	Mr Sercombe	
Mr Cole	Mr Loney	Mr Thomson	<i>Tellers</i>
Mr Cunningham	Ms Marple	(<i>Pascoe Vale</i>)	Mr Pandazopoulos
Mr Dollis	Mr Micallef	Dr Vaughan	Mr Thwaites

And so it was resolved in the affirmative.

LEGISLATIVE ASSEMBLY OF VICTORIA
DIVISIONS IN COMMITTEE OF THE WHOLE

No. 12

Friday, 20 May 1994

No. 1 GAMING AND BETTING BILL - Clause 3.

3. *Definitions*

In this Act—

"appointed day" means the day on which Part 7 comes into operation;

"approved betting competition" means a betting competition of a kind or class approved by the Minister under Part 5;

"approved club" means a club, society or other association the rules of which are approved under section 26 or 59A of the **Racing Act 1958**;

"associate" —

(a) in Part 4, has the meaning, in relation to a person, it would have under Division 2 of Part 1.2 of the Corporations Law if —

(i) for paragraphs (b) and (c) of section 12 of that Law, there were **substituted**—

"or

(b) whether the primary person is in a position to exercise certain powers in relation to a body corporate;"; and

(ii) sections 13, 14, 16(2) and 17 of that Law were **repealed**; and

(b) in any other case, means, in relation to a person (the first person)—

(i) a person who holds or will hold any relevant financial interest, or is or will be entitled to exercise any relevant power (whether in right of the person or on behalf of any other person) in the wagering business or the gaming business (as the case requires) of the first person, and by virtue of that interest or power, is able or will be able to exercise a significant influence over or with respect to the management or operation of any such business; or

(ii) a person who holds or will hold any relevant position, whether in right of the person or on behalf of any other person, in the wagering business or the business of the first person; or

(iii) a person who is a relative of the first person;

"Australian body corporate" means a body corporate that—

- (a) is incorporated by or under a law of the Commonwealth or of a State or Territory; and
- (b) is substantially owned and effectively controlled by persons who are—
 - (i) Australian individuals; or
 - (ii) Australian government bodies; or
 - (iii) Australian fund managers;

"Australian citizen" has the same meaning as in the Australian Citizenship Act 1948 of the Commonwealth;

"Australian fund manager" means the trustee or manager of a fund in which the total interests of Australian individuals, Australian government bodies and Australian bodies corporate represent at least 60% of the total interests in the fund;

"Australian government body" means—

- (a) the Commonwealth, a State or a Territory; or
- (b) a Commonwealth, State or Territory authority; or
- (c) a local government body (whether incorporated or not) formed by or under a law of a State or a Territory; or
- (d) a person who is a nominee of a body mentioned in paragraph (a), (b) or (c);

"Australian individual" means an individual who is an Australian citizen or is ordinarily resident in Australia;

"Australian resident" means—

- (a) an Australian individual; or
- (b) an Australian government body; or
- (c) an Australian body corporate; or
- (d) an Australian fund manager;

"authorised person" means—

- (a) a member of the Authority; or
- (b) the Director; or
- (c) an inspector; or
- (d) a member of the staff of the Authority appointed by the Authority in writing to be an authorised person for the purposes of this Act;

"Authority" means the Victorian Casino and Gambling Authority established under this Act;

[Remainder of Clause 3 not printed]

(Mr Stockdale)

Amendments proposed -

1. Before "In" insert "(1)".
2. In paragraph (b) (ii) of the definition "**associate**", omit "**business**" (where secondly occurring) and insert "**gaming business (as the case requires)**".
3. In the definition of "**Australian body corporate**" after "**managers;**" insert -
"or
(iv) bodies corporate incorporated by or under a law of the Commonwealth or of a State or Territory substantially owned and effectively controlled by persons referred to in a preceding sub-paragraph."
4. In the definition of "**Authority**" omit "**Gambling**" and insert "**Gaming**".

(Mr Stockdale)

Question - That Government Amendments Nos. 1 to 4 be agreed to - put.

Committee divided.

(Acting Chairman - Mr Cooper)

* A YES, 50

Mr Ashley	Mr Jasper	Mr Perton	Mr Tanner
Mr Bildstien	Mr John	Mrs Peulich	Mrs Tehan
Mr Brown	Mr Kilgour	Mr Phillips	Mr Thompson
Mr Clark	Mr McArthur	Mr Plowman	(Sandringham)
Mr Coleman	Mrs McGill	(Benambra)	Mr Traynor
Mr Davis	Mr McGrath	Mr Plowman	Mr Treasure
Dr Dean	(Wimmera)	(Evelyn)	Mrs Wade
Mr Doyle	Mr McLellan	Mr Reynolds	Mr Weideman
Mr Elder	(Frankston East)	Mr Rowe	
Mrs Elliott	Mr McNamara	Mr Smith	
Mr Finn	Mr Maclellan	(Glen Waverley)	
Mr Hayward	(Pakenham)	Mr Smith	
Mr Heffernan	Mr Maughan	(Polwarth)	
Mrs Henderson	Dr Napthine	Mr Spry	<i>Tellers</i>
Mr Honeywood	Mr Paterson	Mr Steggall	Mr Ryan
Mr Hyams	Mr Perrin	Mr Stockdale	Mr Wells

NOES, 26

Mr Andrianopoulos	Ms Garbutt	Mr Pandazopoulos	Mrs Wilson
Mr Baker	Mr Haermeyer	Mr Sandon	
Mr Batchelor	Mr Hamilton	Mr Seitz	
Mr Brumby	Mr Leighton	Mr Sercombe	
Mr Carli	Mr Loney	Mr Sheehan	
Dr Coghill	Ms Marple	Mr Thomson	<i>Tellers</i>
Mr Cole	Mr Micallef	(Pascoe Vale)	Mr Cunningham
Mr Dollis	Mr Mildenhall	Mr Thwaites	Dr Vaughan

And so it was resolved in the affirmative.

* Mr Speaker, subsequently that day, informed the House, that in the division which took place in the Committee of the Whole on the Gaming and Betting Bill, the name of the Honourable Member for Williamstown, Ms Kirner, was recorded instead of that of the Honourable Member for Shepparton, Mr Kilgour. The Clerk verified with the tellers for the "Ayes" that Mr Kilgour was present. The Honourable Member for Williamstown, Ms Kirner, was not present. Mr Speaker then directed the Clerk to correct the Division List accordingly.

LEGISLATIVE ASSEMBLY OF VICTORIA
DIVISIONS IN COMMITTEE OF THE WHOLE

No. 13

Friday, 27 May 1994

No. 1 ELECTRICITY INDUSTRY (AMENDMENT) BILL - Clauses 2 to 33, Government Amendments 1 to 81 and Schedule 1.

Question - That the clauses 2 to 33, Government Amendments 1 to 81 and Schedule 1 stand part of the Bill and that the Bill be reported with amendments - put.

Committee divided.

(Acting Chairman - Mr Richardson)

AYES, 52

Mr Ashley	Mr Jenkins	Mr Perton	Mrs Tehan
Mr Brown	Mr John	Mr Pescott	Mr Thompson
Mr Clark	Mr Kilgour	Mrs Peulich	(<i>Sandringham</i>)
Mr Coleman	Mr Leigh	Mr Phillips	Mr Traynor
Mr Cooper	Mr Lupton	Mr Plowman	Mr Turner
Mr Davis	Mr McArthur	(<i>Benambra</i>)	Mrs Wade
Dr Dean	Mrs McGill	Mr Plowman	Mr Wells
Mr Doyle	Mr McGrath	(<i>Evelyn</i>)	
Mr Elder	(<i>Wimmera</i>)	Mr Rowe	
Mrs Elliott	Mr McLellan	Mr Ryan	
Mr Gude	(<i>Frankston East</i>)	Mr Smith	
Mr Hayward	Mr McNamara	(<i>Glen Waverley</i>)	
Mr Heffernan	Mr Maclellan	Mr Smith	
Mrs Henderson	(<i>Pakenham</i>)	(<i>Polwarth</i>)	
Mr Honeywood	Dr Napthine	Mr Spry	<i>Tellers</i>
Mr Hyams	Mr Paterson	Mr Steggall	Mr Finn
Mr Jasper	Mr Perrin	Mr Tanner	Mr Treasure

NOES, 21

Mr Andrianopoulos	Ms Kirner	Mr Sercombe	
Mr Brumby	Mr Leighton	Mr Thomson	
Mr Cole	Mr Loney	(<i>Pascoe Vale</i>)	
Mr Cunningham	Ms Marple	Mr Thwaites	
Mr Dollis	Mr Micallef	Dr Vaughan	<i>Tellers</i>
Ms Garbutt	Mr Pandacopoulos	Mrs Wilson	Mr Carli
Mr Hamilton	Mr Seitz		Mr Haermeyer

And so it was resolved in the affirmative.



MINUTES OF THE PROCEEDINGS

OF THE

JOINT SITTING

OF THE HOUSES OF PARLIAMENT OF THE
STATE OF VICTORIA

TO CHOOSE A PERSON TO HOLD THE PLACE IN THE SENATE
RENDERED VACANT BY THE RESIGNATION OF SENATOR THE HONOURABLE
JOHN NORMAN BUTTON

AND

TO CHOOSE MEMBERS OF THE PARLIAMENT TO BE RECOMMENDED
FOR APPOINTMENT TO THE COUNCILS OF THE VICTORIAN INSTITUTE
OF MARINE SCIENCES, SWINBURNE UNIVERSITY OF TECHNOLOGY,
VICTORIA UNIVERSITY OF TECHNOLOGY, DEAKIN UNIVERSITY AND
LA TROBE UNIVERSITY

AND

TO ELECT A MEMBER OF PARLIAMENT TO THE VICTORIAN HEALTH
PROMOTION FOUNDATION.

28 April 1993

*Held in accordance with the provisions of section 15 of the Commonwealth of Australia
Constitution Act and relevant provisions of the Victorian Institute of Marine Sciences Act 1974,
Swinburne University of Technology Act 1992, Victoria University of Technology Act 1990, Deakin
University Act 1974, La Trobe University Act 1964 and Tobacco Act 1987*

MINUTES OF THE PROCEEDINGS

of the

JOINT SITTING

held in the

LEGISLATIVE ASSEMBLY CHAMBER

WEDNESDAY, 28 APRIL 1993

**TO CHOOSE A PERSON TO HOLD THE PLACE IN THE SENATE
RENDERED VACANT BY THE RESIGNATION OF SENATOR THE HONOURABLE
JOHN NORMAN BUTTON**

AND

**TO CHOOSE MEMBERS OF THE PARLIAMENT TO BE RECOMMENDED
FOR APPOINTMENT TO THE COUNCILS OF THE VICTORIAN INSTITUTE
OF MARINE SCIENCES, SWINBURNE UNIVERSITY OF TECHNOLOGY,
VICTORIA UNIVERSITY OF TECHNOLOGY, DEAKIN UNIVERSITY AND
LA TROBE UNIVERSITY**

AND

**TO ELECT A MEMBER OF PARLIAMENT TO THE VICTORIAN HEALTH
PROMOTION FOUNDATION.**

*The Members of the Legislative Council and the Members of the Legislative
Assembly having assembled in the Legislative Assembly Chamber pursuant to
resolutions of the two Houses -*

- 1 ELECTION OF PRESIDENT** - The Honourable Philip Archibald Gude, J.P., M.P., Minister for Industry and Employment, moved - That the Honourable Bruce Anthony Chamberlain, M.L.C., President of the Legislative Council, be appointed President of this Joint Sitting, which motion having been seconded by the Honourable James Harley Kennan, Q.C., M.P., the Leader of the Opposition, was resolved in the affirmative.

The Honourable Bruce Anthony Chamberlain, M.L.C., having expressed his acknowledgement of the honour conferred upon him by the Joint Sitting, then took the Chair.

SENATE VACANCY

- 2 **RULES OF PROCEDURE** - The Honourable Philip Archibald Gude, J.P., M.P., submitted the following rules of procedure for the consideration of Honourable Members, and moved - That these rules be the rules of procedure for the Joint Sitting to fill the Senate vacancy:
1. On any debate arising the same shall be conducted according to Parliamentary usage.
 2. A Member, addressing himself to the President, shall propose a person to hold the vacant place in the Senate and any such proposal shall be duly seconded. When a person is so proposed, the proposer shall state that such person is - (a) willing to hold the vacant place, if chosen; and (b) a member of the same political party as that subscribed to by the Senator last elected by the people in whose place the vacancy has occurred.
 3. If only one person be proposed and seconded, the President shall declare "Thathas been chosen to hold the place in the Senate rendered vacant by the resignation of Senator the Honourable John Norman Button".
 4. If more than one person be proposed and seconded the person to hold the vacant place shall be chosen by ballot in the following manner.
 5. In the ballot for the vacancy, the President shall announce the names of the persons 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 of the person desired to be chosen; and if any ballot paper contains more than one name, it shall be rejected. Having marked the ballot paper as provided, the Member voting shall place it in the ballot box provided for the purpose.
 6. The President shall ask the proposer of each nominated person to name some Member present to be a scrutineer. The scrutineers, with the Clerks of the two Houses, shall retire and ascertain the number of votes for each person; and the scrutineers shall make a written report of the result to the President showing the number of votes for each person.
 7. No informal vote shall be taken into account.
 8. The President shall be entitled to vote.
 9. If on the first ballot no person shall have received an absolute majority of the votes polled, a second ballot shall be taken, and the name of the person who shall have received the fewest votes at the first ballot shall be excluded; but if at the first ballot the names of only two persons be submitted and the number of votes for such persons be equal, the scrutineers shall by drawing lots determine which of such persons shall be chosen to hold the vacant place, and the person whose name shall be first drawn shall be deemed to have been duly chosen.
 10. Until one of the persons proposed obtains an absolute majority of the votes polled, or (as the case may be) is chosen by lot to hold the vacant place, successive ballots shall be taken, and at each such ballot the name of the person who shall have received the fewest votes at the preceding ballot shall be excluded.

11. If on any ballot it shall be necessary to decide between two or more persons as to which one is to be excluded from a subsequent ballot through the number of votes for such persons being equal, a special ballot shall be taken at which the names of only those persons shall be submitted, and the name of the person having the fewest votes at such special ballot shall be excluded; but if on any special ballot it shall be necessary to decide between two or more persons as to which one is to be excluded from a subsequent ballot through the number of votes for such persons being equal, the scrutineers by drawing lots shall determine which one of such persons shall be excluded, and the name of the person last drawn shall be excluded.

12. If at any ballot, other than the first ballot or a special ballot hereinbefore provided for, the names of only two persons be submitted and the number of votes for such persons be equal, the scrutineers shall, by drawing lots, determine which of those persons shall be chosen to hold the vacant place, and the person whose name shall be first drawn shall be deemed to have been duly chosen.

13. As soon as any person obtains an absolute majority of the votes polled, or (as the case may be) is chosen by lot to hold the vacant place, the President shall declare-

".....has been chosen to hold the place in the Senate rendered vacant by the resignation of Senator the Honourable John Norman Button".

14. The records of the proceedings and the ballot papers shall be retained by the Clerk of the Parliaments who shall be the custodian thereof and shall keep the ballot papers safely for one year and thereafter destroy them.

The Honourable James Harley Kennan, Q.C., M.P., seconded the motion.

Question - put and resolved in the affirmative.

3 PERSON PROPOSED AND CHOSEN TO HOLD THE VACANT PLACE IN THE SENATE - The President announced that, the rules having been adopted, he was now prepared to receive proposals from Honourable Members of persons to hold the place in the senate rendered vacant by the resignation of Senator the Honourable John Norman Button.

The Honourable Philip Archibald Gude, J.P., M.P., proposed Mr Kim Carr as the person to hold the vacant place. He also stated that such person was willing to hold the vacant place, if chosen and that he was in possession of advice from the Leader of the Opposition that the nominee was the selection of the Australian Labor Party, the party previously represented in the Senate by Senator the Honourable John Norman Button; which proposal was seconded by the Honourable James Harley Kennan, Q.C., M.P.

The President asked if there were any further proposals and, there being no further proposals, thereupon declared that Mr Kim Carr, had been chosen to hold the place rendered vacant by the resignation of Senator the Honourable John Norman Button.

OTHER VACANCIES

4 **RULES OF PROCEDURE** - The President drew attention to various appointment provisions from the relevant Acts which relate to the Councils of the Victorian Institute of Marine Sciences, Swinburne University of Technology, Victoria University of Technology, Deakin University, La Trobe University and the Victorian Health Promotion Foundation, which provide that the Joint Sitting shall be conducted in accordance with rules adopted for the purpose by Members at the sitting. Accordingly, the Honourable Philip Archibald Gude, J.P., M.P., submitted the following rules of procedure for the consideration of Honourable Members, and moved - That these rules be the rules of procedure for this Joint Sitting:

1. On any debate arising the same shall be conducted according to Parliamentary usage.
2. A Member, addressing the President, shall propose a Member or Members to be recommended for appointment and any such proposal shall be duly seconded. When each Member is so proposed, the proposer shall state that such Member is willing to be so recommended for appointment, if chosen.
3. If no more than the required number of Members are proposed and seconded, the President shall declare such Members as having been chosen to be recommended for appointment.
4. If more than the required number of Members are proposed and seconded in respect of the vacancies the Members to be recommended for appointment shall be chosen by ballot in the following manner:
5. In the ballot for the vacancies, the President shall announce the names of the Members proposed and shall cause each Member present to be provided with a ballot paper initialled by the Clerk of each House. Each Member shall write on such ballot paper the names of the Members that the Member voting wishes to be recommended for appointment; and if any ballot paper contains more than the appropriate number of names, it shall be rejected. Having marked the ballot paper as provided, the Member voting shall place it in a ballot box provided for the purpose.
6. The President shall appoint three Members to be scrutineers, who, with one of the Clerks, shall ascertain the number of votes for each Member. The Member reported to have the greatest number of votes shall, in the case of a single vacancy, be deemed to be duly chosen to be recommended for appointment. In the case of more than one vacancy, the required number of Members reported to have the greatest number of votes shall be deemed to be duly chosen to be recommended for appointment. In case of doubt arising through two or more Members having an equality of votes, the scrutineers, by drawing lots, shall determine which of such Members has been duly chosen to be recommended for appointment.
7. No informal vote shall be taken into account.
8. The President shall be entitled to a vote.
9. As soon as a ballot has been concluded the President shall declare -

"That has/have been chosen to be recommended for appointment to the Council of.....".

10. The President shall advise the responsible Minister of the Members chosen to be recommended for appointment to the various governing bodies.

11. The records of the proceedings and the ballot papers shall be retained by the Clerk of the Parliaments who shall be the custodian thereof and shall keep the ballot papers safely for one year and thereafter destroy them.

The Honourable James Harley Kennan, Q.C., M.P., seconded the motion.

Question - put and resolved in the affirmative.

- 5 **VICTORIAN INSTITUTE OF MARINE SCIENCES** - The President announced that he was now prepared to receive proposals from Honourable Members with regard to two Members to be recommended for appointment to the Victorian Institute of Marine Sciences Council.

The Honourable Philip Archibald Gude, J.P., M.P., proposed that Mr Peter James Loney, M.P., and Mr Garry Howard Spry, M.P., be recommended for appointment as Members of the Victorian Institute of Marine Sciences Council and stated that they were willing to be recommended for appointment, if chosen; which proposal was seconded by the Honourable James Harley Kennan, Q.C., M.P.

The President asked if there were any further proposals and, there being no further proposals, thereupon declared that Mr Peter James Loney, M.P., and Mr Garry Howard Spry, M.P., had been recommended for appointment.

- 6 **SWINBURNE UNIVERSITY OF TECHNOLOGY**- The President announced that he was now prepared to receive proposals from Honourable Members with regard to a Member to be recommended for appointment as a Member of the Swinburne University of Technology Council.

The Honourable Philip Archibald Gude, J.P., M.P., proposed that the Honourable Robert Stuart Ives, M.L.C. be recommended for appointment as a Member of the Swinburne University of Technology Council and stated that he was willing to be recommended for appointment, if chosen; which proposal was seconded by the Honourable James Harley Kennan, Q.C., M.P.

The President asked if there were any further proposals and, there being no further proposals, thereupon declared that the Honourable Robert Stuart Ives, M.L.C., had been recommended for appointment.

- 7 **VICTORIA UNIVERSITY OF TECHNOLOGY**- The President announced that he was now prepared to receive proposals from Honourable Members with regard to two Members to be recommended for appointment as Members of the Victoria University of Technology Council for the term ending on 30 June 1993.

The Honourable Philip Archibald Gude, J.P., M.P., proposed that Mr George Ian Davis, M.P., and the Honourable Joan Elizabeth Kirner, A.M., M.P., be recommended for appointment as Members of the Victoria University of Technology Council for the term ending on 30 June 1993 and stated that they were willing to be appointed, if chosen; which proposal was seconded by the Honourable James Harley Kennan, Q.C., M.P.

The President asked if there were any further proposals and, there being no further proposals, thereupon declared that Mr George Ian Davis, M.P., and the Honourable Joan Elizabeth Kirner, A.M., M.P., had been recommended for appointment for the term ending on 30 June 1993.

- 8 The President announced that he was now prepared to receive proposals from Honourable Members with regard to three Members to be recommended for appointment as Members of the Victoria University of Technology Council for the term commencing on 1 July 1993.

The Honourable Philip Archibald Gude, J.P., M.P., proposed that Mr George Ian Davis, M.P., the Honourable David Mylor Evans, M.L.C., and the Honourable Joan Elizabeth Kirner, A.M., M.P., be recommended for appointment as Members of the Victoria University of Technology Council for the term commencing on 1 July 1993 and stated that they were willing to be appointed, if chosen; which proposal was seconded by the Honourable James Harley Kennan, Q.C., M.P.

The President asked if there were any further proposals and, there being no further proposals, thereupon declared that Mr George Ian Davis, M.P., the Honourable David Mylor Evans, M.L.C., and the Honourable Joan Elizabeth Kirner, A.M., M.P., had been recommended for appointment for the term commencing on 1 July 1993.

- 9 **DEAKIN 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 Deakin University Council.

The Honourable Philip Archibald Gude, J.P., M.P. proposed that Mrs Ann Mary Henderson, M.P., be recommended for appointment as a Member of the Deakin University Council and stated that she was willing to be appointed, if chosen; which proposal was seconded by the Honourable James Harley Kennan, Q.C., M.P.

The President asked if there were any further proposals and, there being no further proposals, thereupon declared that Mrs Ann Mary Henderson, M.P., had been recommended for appointment.

- 10 **LA TROBE 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 La Trobe University Council.

The Honourable Philip Archibald Gude, J.P., M.P., proposed that the Honourable Theo Charles Theophanous, M.L.C., be recommended for appointment as a Member of the La Trobe University Council and stated that he was willing to be recommended for appointment, if chosen; which proposal was seconded by the Honourable James Harley Kennan, Q.C., M.P.

The President asked if there were any further proposals and, there being no further proposals, thereupon declared that the Honourable Theo Charles Theophanous, M.L.C., had been recommended for appointment.

- 11 **VICTORIAN HEALTH PROMOTION FOUNDATION** - The President announced that he was now prepared to receive nominations from Honourable Members with regard to a Member to be elected to the Victorian Health Promotion Foundation with effect from 23 May 1993.

The Honourable Philip Archibald Gude, J.P., M.P., nominated Mr Bruce Allan Mildenhall, M.P., for election as a Member of the Victorian Health Promotion Foundation with effect from 23 May 1993 and stated that he was willing to accept the appointment, if elected; which nomination was seconded by the Honourable James Harley Kennan, Q.C., M.P.

The President asked if there were any further nominations and, there being no further nominations, thereupon declared that Mr Bruce Allan Mildenhall, M.P., had been elected with effect from 23 May 1993.

The President declared the Joint Sitting closed.

A.V. BRAY

Clerk of the Legislative Council

J.G. LITTLE

Clerk of the Legislative Assembly

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PARLIAMENT OF VICTORIA

MINUTES OF THE PROCEEDINGS

OF THE

JOINT SITTING

**OF THE HOUSES OF PARLIAMENT OF THE
STATE OF VICTORIA**

TO RECOMMEND TWO MEMBERS FOR APPOINTMENT TO THE VICTORIAN
HEALTH PROMOTION FOUNDATION

20 OCTOBER 1993

Held in accordance with the provisions of section 21(1) of the Tobacco Act 1987 (No. 81 of 1987)

MINUTES OF THE PROCEEDINGS
of the
JOINT SITTING
held in the
LEGISLATIVE ASSEMBLY CHAMBER

Wednesday, 20 October 1993

VICTORIAN HEALTH PROMOTION FOUNDATION

The Members of the Legislative Council and the Members of the Legislative Assembly having assembled in the Legislative Assembly Chamber pursuant to resolutions of the two Houses -

- 1 **ELECTION OF PRESIDENT** - The Honourable J.G. Kennett, M.P., Premier, moved - That the Honourable John Edward Delzoppo, M.P., Speaker of the Legislative Assembly be appointed President of this Joint Sitting, which motion having been seconded by Mr T.W. Roper, M.P., was resolved in the affirmative.

The Honourable J.E. Delzoppo, M.P., having expressed his acknowledgement of the honour conferred upon him by the Joint Sitting, then took the Chair.

- 2 **RULES OF PROCEDURE** - The President announced that section 21(1) of the *Tobacco Act 1987* provide that the Joint Sitting shall be conducted in accordance with rules adopted for the purpose by Members at the sitting. Accordingly, the Honourable J.G. Kennett, M.P., submitted the following rules of procedure for the consideration of Honourable Members, and moved - That these rules be the rules of procedure for this Joint Sitting:
1. On any debate arising the same shall be conducted according to Parliamentary usage.
 2. A Member, addressing the President, shall nominate a Member or Members to be elected and any such nomination shall be duly seconded. When any Member is so nominate, the proposer shall state that such Member is willing to be elected, if chosen.
 3. If no more than the required number of Members are nominated and seconded, the President shall declare such Members elected.
 4. If more than the required number of Members are nominated and seconded in respect of the vacancies the Members to be elected shall be chosen by ballot in the following manner:
 5. In the ballot for the vacancies, the President shall announce the names of the Members proposed and shall cause each Member present to be provided with a ballot paper initialled by the Clerk of each House. Each Member shall write on such ballot

paper the names of the Members that the Member voting wishes to be elected; and if any ballot paper contains more than the appropriate number of names, it shall be rejected. Having marked the ballot paper as provided, the Member voting shall place it in a ballot box provided for the purpose.

6. The President shall appoint three Members to be scrutineers, who, with the Clerks, shall ascertain the number of votes for each Member. The Member reported to have the greatest number of votes shall, in the case of a single vacancy, be deemed to be duly elected. In the case of more than one vacancy, the required number of Members reported to have the greatest number of votes shall be deemed to be duly elected. In case of doubt arising through two or more Members having an equality of votes, the scrutineers, by drawing lots, shall determine which of such Members has been elected.
7. No informal vote shall be taken into account.
8. The President shall be entitled to a vote.
9. As soon as a ballot has been concluded the President shall declare -

"That have been elected to the Victorian Health Promotion Foundation."
10. The President shall advise the responsible Minister of the Members elected to the Victorian Health Promotion Foundation.
11. The records of the proceedings and the ballot papers shall be retained by the Clerk of the Parliaments who shall be the custodian thereof and shall keep the ballot papers safely for one year and thereafter destroy them.

Mr. T.W. Roper, M.P., seconded the motion.

Question - put and resolved in the affirmative.

- 3 **VICTORIAN HEALTH PROMOTION FOUNDATION** - The President announced that he was now prepared to receive proposals from Honourable Members with regard to the Members to be elected to the Victorian Health Promotion Foundation.

The Honourable J.G. Kennett, M.P., proposed that the Honourable Ronald Alexander Best, M.L.C., and the Honourable George Graeme Weideman, M.P., be nominated as members of the Victorian Health Promotion Foundation, and stated that they were willing to accept the appointment if elected; which nomination was seconded by Mr. T.W. Roper, M.P.

The President asked if there were any further nominations and, there being no further proposals, thereupon declared that the Honourable Ronald Alexander Best, M.L.C., and the Honourable George Graeme Weideman, M.P., had been elected as members of the Victorian Health Promotion Foundation.

The President declared the Joint Sitting closed.

A.V. BRAY
Clerk of the Legislative Council

J.G. LITTLE
Clerk of the Legislative Assembly



PARLIAMENT OF VICTORIA

**MINUTES OF THE PROCEEDINGS
OF THE
JOINT SITTING
OF THE HOUSES OF PARLIAMENT OF THE
STATE OF VICTORIA**

**TO RECOMMEND MEMBERS OF THE PARLIAMENT FOR APPOINTMENT TO
THE COUNCIL OF THE UNIVERSITY OF BALLARAT AND THE COUNCIL OF
THE VICTORIA UNIVERSITY OF TECHNOLOGY**

19 APRIL 1994

*Held in accordance with the provisions of Section 7(2)(g) of the University of Ballarat Act
1993 (No. 107) and Section 7(2)(j) of the Victoria University of Technology Act 1990
(No. 21)*

MINUTES OF THE PROCEEDINGS

of the

JOINT SITTING

held in the

LEGISLATIVE ASSEMBLY CHAMBER

Tuesday, 19 April 1994

**COUNCIL OF THE UNIVERSITY OF BALLARAT AND THE COUNCIL OF THE
VICTORIA UNIVERSITY OF TECHNOLOGY**

*The Members of the Legislative Council and the Members of the Legislative
Assembly having assembled in the Legislative Assembly Chamber pursuant to
resolutions of the two Houses -*

- 1 **ELECTION OF PRESIDENT** - The Honourable P.A. Gude, M.P. moved - That the Honourable Bruce Anthony Chamberlain, M.L.C., President of the Legislative Council be appointed President of this Joint Sitting which motion having been seconded by Mr K.J. Thomson, M.P., was resolved in the affirmative.

The Honourable Bruce Anthony Chamberlain, M.L.C., having expressed his acknowledgement of the honour conferred upon him by the Joint Sitting, then took the Chair.

- 2 **RULES OF PROCEDURE** - The President announced that section 7(2)(g) of the *University of Ballarat Act 1993* and section 7(2)(j) of the *Victoria University of Technology Act 1990* provided that the Joint Sitting shall be conducted in accordance with rules adopted for the purpose by Members at the sitting. Accordingly, the Honourable P.A. Gude, M.P. submitted the following rules of procedure for the consideration of Honourable Members, and moved - That these rules be the rules of procedure for this Joint Sitting:

1. On any debate arising the same shall be conducted according to Parliamentary usage.

2. A Member, addressing the President, shall propose a Member or Members to be recommended for appointment and any such proposal shall be duly seconded. When each Member is so proposed, the proposer shall state that such Member is willing to be so recommended for appointment, if chosen.

3. If no more than the required number of Members are proposed and seconded, the President shall declare such Members as having been chosen to be recommended for appointment.
4. If more than the required number of Members are proposed and seconded in respect of the vacancies the Members to be recommended for appointment shall be chosen by ballot in the manner prescribed by rules 5 to 8, inclusive.
5. In the ballot for the vacancies, the President shall announce the names of the Members proposed and shall cause each Member present to be provided with a ballot paper initialled by the Clerk of each House. Each Member shall write on such ballot paper the names of the Members that the Member voting wishes to be recommended for appointment; and if any ballot paper contains more than the appropriate number of names, it shall be rejected. Having marked the ballot paper as provided, the Member voting shall place it in a ballot box provided for the purpose.
6. The President shall appoint three Members to be scrutineers, who, with one of the Clerks, shall ascertain the number of votes for each Member. The Member reported to have the greatest number of votes shall, in the case of a single vacancy, be deemed to be duly chosen to be recommended for appointment. In the case of more than one vacancy, the required number of Members reported to have the greatest number of votes shall be deemed to be duly chosen to be recommended for appointment. In case of doubt arising through two or more Members having an equality of votes, the scrutineers, by drawing lots, shall determine which of such Members has been duly chosen to be recommended for appointment.
7. No informal vote shall be taken into account.
8. The President shall be entitled to a vote.
9. As soon as a ballot has been concluded the President shall declare -

"That has/have been chosen to be recommended for appointment to the Council of.....".
10. The President shall advise the responsible Minister of the Members chosen to be recommended for appointment to the various governing bodies.
11. The records of the proceedings and the ballot papers shall be retained by the Clerk of the Parliaments who shall be the custodian thereof and shall keep the ballot papers safely for one year and thereafter destroy them.

Mr K.J. Thomson, M.P., seconded the motion.

Question - put and resolved in the affirmative.

- 3 **COUNCIL OF THE UNIVERSITY OF BALLARAT** - The President announced that he was now prepared to receive proposals from Honourable Members with regard to the Member to be recommended for appointment to the Council of the University of Ballarat.

The Honourable P.A. Gude, M.P. proposed that the Honourable Richard Strachan de Fegley M.L.C.; the Honourable William Desmond McGrath, M.P.; and Mr Bruce Allan Mildenhall, M.P., be recommended for appointment to the Council, and stated that they were willing to be recommended, if chosen; which proposal was seconded by Mr K.J. Thomson, M.P..

The President asked if there were any further proposals and, there being no further proposals, thereupon declared that the Honourable Richard Strachan de Fegley M.L.C.; the Honourable William Desmond McGrath, M.P.; and Mr Bruce Allan Mildenhall, M.P., had been chosen to be recommended for appointment to the Council of the University of Ballarat.

- 4 **COUNCIL OF THE VICTORIA UNIVERSITY OF TECHNOLOGY** - 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 Victoria University of Technology.

The Honourable P.A. Gude, M.P. proposed that the Honourable Licia Kokocinski, M.L.C., be recommended for appointment to the Council, and stated that she was willing to be recommended, if chosen; which proposal was seconded by Mr K.J. Thomson, M.P..

The President asked if there were any further proposals and, there being no further proposals, thereupon declared that the Honourable Licia Kokocinski, M.L.C. had been chosen to be recommended for appointment to the Council of the Victoria University of Technology.

The President declared the Joint Sitting closed.

A.V. BRAY
Clerk of the Legislative Council

J.G. LITTLE
Clerk of the Legislative Assembly

