

WESTERN AUSTRALIA
LEGISLATIVE COUNCIL

DAILY NOTICE PAPER

No. 16

TUESDAY, 15 AUGUST 2017, 2.00PM

ORDER OF BUSINESS

Petitions, Statements by Ministers and Parliamentary Secretaries, Papers for Tabling, Notices of Questions, Notices of Motions for Disallowance, Notices of Motions to Introduce Bills, Notices of Motions, Questions without Notice, Motions Without Notice, Motions and Orders of the Day.

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MOTIONS

1. Western Australia's Finances (*Notice given 17 May 2017*)

Continuation of introductory remarks Hon Sue Ellery — 12 mins (Wednesday, 28 June 2017) on moving the motion on behalf of Hon Sally Talbot as follows —

That this House condemns the former Liberal-National Government for its reckless mismanagement of the State's finances.

Total time remaining on motion – 3hrs 27mins.

2. Sale of the Western Australian TAB (*Notice given 17 May 2017*)

Hon Colin Holt: To move —

That this House calls on the McGowan government to immediately 'test the market' for the sale of the WA TAB, and if favourable to the industry proceed with the sale and ensure all proceeds of the sale are returned to the racing industry.

3. Select Committee on Elder Abuse (*Notice given 23 May 2017*)

Hon Nick Goiran: To move —

- (1) A Select Committee into Elder Abuse in Western Australia is established;
- (2) The Select Committee is to inquire into elder abuse with particular reference to —
 - (a) determine an appropriate definition of elder abuse;
 - (b) identify its prevalence;
 - (c) identify the forms of elder abuse, including but not limited to neglect;
 - (d) identify the risk factors;
 - (e) assess and review the legislative and policy frameworks;
 - (f) assess and review service delivery and agency responses;

- (g) the capacity of the WA Police to identify and respond to allegations of elder abuse;
 - (h) identify initiatives to empower older persons to better protect themselves from risks of elder abuse as they age;
 - (i) consider new proposals or initiatives which may enhance existing strategies for safeguarding older persons who may be vulnerable to abuse; and
 - (j) consider any other relevant matter.
- (3) The Select Committee shall consist of four members.
- (4) The Select Committee is to report by no later than 30 June 2018.

4. National Disability Insurance Scheme (*Notice given 23 May 2017*)

Hon Alison Xamon: To move —

That this House notes the significant impacts on people with disability and their families of ongoing uncertainty about which form of NDIS will be adopted in Western Australia.

Whether the Government decides to adopt the NDIS or the NDIS My Way model, it is imperative that those whose lives will be most affected by the decision are kept informed in an ongoing and meaningful way.

Furthermore, it is essential that a co-design model for engagement that involves people with disability and their families in the design of governance, policy and operational aspects is developed to inform the delivery of whichever scheme is agreed to.

Noting the significant uncertainty in the funding of disability services in Western Australia, this House calls upon the Government to ensure that there are mechanisms in place to —

- (a) ensure people with disability and their representative organisations are included in governance structures and inform service delivery design; and
- (b) that the decision making process is fully transparent.

5. Metronet (*Notice given 23 May 2017*)

Hon Alanna Clohesy: To move —

That this House congratulates the McGowan Government on its Metronet policy and notes the benefits Western Australia will derive, including the jobs to be created, from this transport and planning initiative.

6. Building and Construction Industry Training Fund (*Notice given 23 May 2017*)

Hon Martin Aldridge: To move —

That this House:

- (a) notes that the introduction of the Building and Construction Industry Training Fund has supported the training and employment of more than 48,000 apprentices and trainees and has helped over 340,000 industry workers to upgrade their skills;
- (b) notes the *Review of the Operation and Effectiveness of the Building and Construction Industry Training Fund and Levy Collection Act 1990* of June 2014 that recommended the amendment to regulations to withdraw the current exemption from the payment of the levy applying to engineering construction projects in the resources industry;
- (c) supports the amendment of regulation 3AA of the *Building and Construction Industry Training Fund and Levy Collection Regulations 1991* therefore requiring construction projects in the mining and petroleum industry to contribute to the training and skills development in the building and construction industry; and

- (d) calls on the Government to immediately amend the regulation to support local job creation and skills development across the building and construction industry.

7. Genetically Modified Crops Free Areas Repeal Act (*Notice given 24 May 2017*)

Hon Diane Evers: To move —

That given the Government spoke so vigorously against the *Genetically Modified Crops Free Areas Repeal Bill 2015* when in opposition, that the Government now reinstate the *Genetically Modified Crops Free Areas Act 2003*.

8. Independent Rural Fire Service (*Notice given 24 May 2017*)

Hon Rick Mazza: To move —

That this House supports:

- (a) the creation of an independent Rural Fire Service (RFS) consistent with the recommendations of the Euan Fergusson Report;
- (b) the new RFS be funded by a proportion of the Emergency Services Levy (ESL);
- (c) the ESL be treated the same as other sources of State revenue and collected by the Department of Finance;
- (d) the Department of Finance to then remit funding to the DFES and the RFS as per operational and budgetary requirements; and
- (e) that the House directs the Public Administration Committee to inquire into the implementation of an independent Rural Fire Service and report to the Legislative Council within 12 months of the referral.

9. Select Committee into alternate approaches to reducing illicit drug use and its effects on the community (*Notice given 13 June 2017*)

Hon Alison Xamon: To move —

- (1) A Select Committee examining alternate approaches to reducing illicit drug use and its effects on the community is established.
- (2) The Select Committee is to inquire into and report on —
 - (a) other Australian state jurisdictions and international approaches (including Portugal) to reducing harm from illicit drug use, including the relative weighting given to enforcement, health and social interventions;
 - (b) a comparison of effectiveness and cost to the community of drug related laws between Western Australia and other jurisdictions;
 - (c) the applicability of alternate approaches to minimising harms from illicit drug use from other jurisdictions to the Western Australian context; and
 - (d) consider any other relevant matter.
- (3) The Select Committee shall consist of five Members.
- (4) The Select Committee is to report no later than four months after the motion is agreed to.

10. Local Project, Local Jobs Initiative (*Notice given 13 June 2017*)

Hon Darren West: To move —

That this House congratulates the McGowan Labor Government for its Local Projects, Local Jobs initiative and for the positive impact this will have on local communities.

BILLS FOR INTRODUCTION

1. Environmental Protection Amendment (Banning Plastic Bags and Other Things) Bill 2017 (*Notice given 21 June 2017*)

Hon Robin Chapple: To move —

That a Bill for “An Act to amend the *Environmental Protection Act 1986* to —

- restrict the supply of plastic bags, balloons, plastic drinking straws and polyethylene and polystyrene packaging; and
- prohibit the supply of products containing plastic microbeads and, for incidental and related purposes.” be introduced and read a first time.

ORDERS OF THE DAY

1. Firearms Amendment Regulations 2017 — Disallowance

Moved *pro forma* (SO 67(3)) 25 May 2017 on the motion of Hon Rick Mazza (Days remaining 7 after today (Indicative date — 6 September 2017))

That the *Firearms Amendment Regulations 2017* published in the *Gazette* on 3 February 2017 and tabled in the Legislative Council on 17 May 2017 under the *Firearms Act 1973*, be and are hereby disallowed. (Tabled paper No. 133).

2. Shire of Gnowangerup Health Local Law 2016

Moved *pro forma* (SO 67(3)) 15 August 2017 on the motion of Hon Robin Chapple (Days remaining 17 after today (Indicative date — 19 October 2017))

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Shire of Gnowangerup Health Local Law 2016* published in the *Government Gazette* on 15 November 2016 and tabled in the Legislative Council on 22 November 2016 under the *Health Act 1911* and the *Local Government Act 1995*, be and is hereby disallowed. (Tabled paper No. 4923).

3. Shire of Gnowangerup Animals, Environment and Nuisance Local Law 2016

Moved *pro forma* (SO 67(3)) 15 August 2017 on the motion of Hon Robin Chapple (Days remaining 17 after today (Indicative date — 19 October 2017))

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Shire of Gnowangerup Animals, Environment and Nuisance Local Law 2016* published in the *Government Gazette* on 15 November 2016 and tabled in the Legislative Council on 22 November 2016 under the *Local Government Act 1995*, *Health Act 1911* and *Cat Act 2011*, be and is hereby disallowed. (Tabled paper No. 4924).

4. Road Traffic Regulations Amendment (Pilot Vehicle Drivers) Regulations 2016

Moved *pro forma* (SO 67(3)) 15 August 2017 on the motion of Hon Robin Chapple (Days remaining 17 after today (Indicative date — 19 October 2017))

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Road Traffic Regulations Amendment (Pilot Vehicle Drivers) Regulations 2016* published in the *Government Gazette* on 15 November 2016 and tabled in the Legislative Council on 22 November 2016 under the *Road Traffic (Administration) Act 2008* and the *Road Traffic (Vehicles) Act 2012*, be and is hereby disallowed. (Tabled paper No. 4926).

- 5. Supply Bill 2017 [LA 2–1] Minister for Environment representing the Treasurer**
Second reading continuation of remarks Hon Darren West — 15 mins (Wednesday, 28 June 2017).
- 6. Misuse of Drugs Amendment (Methylamphetamine Offences) Bill 2017 [LA 6–1] Minister for Environment representing the Minister for Police**
Second reading continuation of remarks Hon Martin Pritchard — 31 mins (Thursday, 29 June 2017).
cf SNP 6 Issue 3 – 29 June 2017.
- 7. Sentence Administration Amendment Bill 2017 [LA 8–1] Leader of the House representing the Attorney General**
Second reading adjourned. (Wednesday, 28 June 2017).
- 8. Statutes (Minor Amendments) Bill 2017 [LC 5–1] Leader of the House**
Second reading adjourned (Tuesday, 16 May 2017).
See Standing Committee on Uniform Legislation and Statutes Review Report No. 105 (Tabled 29 June 2017).
- 9. Pilbara Port Assets (Disposal) Repeal Bill 2017 [LC 7–1] Hon Robin Chapple**
Second reading adjourned. (Thursday, 15 June 2017).
- 10. Criminal Code Amendment (Industrial Manslaughter) Bill 2017 [LC 11–1] Hon Alison Xamon**
Second reading adjourned. (Thursday, 15 June 2017).
- 11. Prevention of Forced Closure of Remote Aboriginal Communities Bill 2017 [LC 9–1] Hon Robin Chapple**
Second reading adjourned. (Thursday, 15 June 2017).

BILLS REFERRED TO COMMITTEES

- 1. Petroleum Legislation Amendment Bill 2017 [LC 10–1] Minister for Regional Development representing the Minister for Mines and Petroleum**
Now stands referred to the Standing Committee on Uniform Legislation and Statutes Review (Wednesday, 14 June 2017) and to report by Tuesday, 15 August 2017 (SO 126 applies).
Second reading adjourned (Wednesday, 14 June 2017).

COMMITTEE INITIATED INQUIRIES

- 1. Standing Committee on Public Administration — Inquiry into WorkSafe (Notice given 27 June 2017)**
Resolution of the Committee on 21 June 2017 to commence an inquiry into and report on WorkSafe, with the following terms of reference —
- (a) WorkSafe’s performance against the objects of the *Occupational Health and Safety Act 1984*;
 - (b) funding and resourcing of WorkSafe;
 - (c) adequacy of WorkSafe’s training, oversight and accountability processes;

- (d) adequacy of administrative processes, including complaints, investigations and prosecution processes;
- (e) adequacy of WorkSafe's audits of training providers delivering occupational health and safety training;
- (f) timely implementation and public education of coronial inquest recommendations arising from a workplace death;
- (g) legislative and jurisdictional issues; and
- (h) any other relevant matter.

* For amendments see Supplementary Notice Paper and/or Committee Report
For a list of all Petitions tabled see cumulative Tabled Paper list.

NIGEL PRATT
Clerk of the Legislative Council