WESTERN AUSTRALIA

LEGISLATIVE COUNCIL

DAILY NOTICE PAPER

No. 134

TUESDAY, JUNE 1 2004, 3.00pm

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.

Electronic version available on the Parliament's Internet site at www.parliament.wa.gov.au

MOTIONS

36. Select Committee to Inquire into the Fremantle Eastern Bypass - Establishment *(Notice given December 5 2003)*

Continuation of remarks Parliamentary Secretary to the Minister for Planning and Infrastructure (Wednesday, May 12 2004) on the motion of Hon Norman Moore as follows -

(1) A select committee of 3 members is established.

(2) Chapter XXII of standing orders apply to the committee as if it were a committee established under that Chapter.

(3) The committee is to inquire into and report not later than June 30 2004 on -

(a) the adequacy or otherwise of the State Planning Commission's review of the proposed Fremantle Eastern Bypass and the basis for recommending the deletion of the proposal as contained in MRS Amendment 1055/33;

(b) any matter with respect to paragraph (a) that the committee believes should be drawn to the attention of the House.

Total time remaining on motion - 2hrs 16mins.

37. Independent Schools and Government Funding Levels *(Notice given December 10 2003)*

Hon Alan Cadby: To move -

That this House condemns the Minister for Education and Training for his continual attacks on independent schools and the rights of parents to choose the most appropriate school for their children.

It also notes the misinformation propagated by the Minister on aspects of the Government funding levels of schools.

38. Rural Western Australian Funding *(Notice given December 11 2003)*

Hon Bruce Donaldson: To move -

That this House notes with great concern -

(1) The reduction of funding for Infrastructure and Services in Rural and Regional Western Australia by the Gallop Government.

(2) Programs being developed which involve cost-shifting from Government to Local Government.

(3) Lack of commitment to develop a Decentralisation Policy for Rural Western Australia, providing an opportunity for economic diversification in communities.

39. Regional Road Group - Funding *(Notice given December 11 2003)*

Hon Murray Criddle: To move -

That the Gallop Government be condemned for its failure to provide -

(1) Adequate funding under the Regional Road Group allocation in 2003-04 and future years.

(2) A comprehensive plan and/or mechanism for funding the construction of new strategic freight transport and tourism roads.

(3) A comprehensive road construction and road improvement program for the next 5, 10, and 15 years to cater for the road freight task in Western Australia which is expanding at between 7 and 10 per cent per annum.

40. Building and Construction Training Levy Fund *(Notice given December 11 2003)*

Hon Alan Cadby: To move -

That this House notes with considerable concern -

(1) The level of reserves, currently over $12 million, being held in the Building and Construction Training Levy Fund.

(2) The inability of the Minister for Education and Training to ensure that these funds are used constructively to assist young people to gain apprenticeships and training places in this important industrial sector.

41. Government Use of Taxpayers' Funds *(Notice given December 11 2003)*

Hon Ray Halligan: To move -

That this House notes with grave concern this Government's lack of accountability for taxpayers' funds in relation to -

(1) Use of credit cards.

(2) Acceptance by some Ministers of responsibility for the performance indicators of agencies under their control.

(3) The lack of priority on recording and managing public property.

42. First Home Buyers *(Notice given December 11 2003)*

Hon Ray Halligan: To move -

That the House condemns the Government for drastically reducing the affordability of housing sought by struggling first home buyers through it's excessive levy of stamp duty.

44. Hospital Services in the South-West *(Notice given December 12 2003)*

Continuation of introductory remarks Hon Barry House (Thursday, May 13 2004) in moving the following motion -

This Legislative Council condemns the Gallop Government in the strongest terms for its neglect of Hospital facilities, services, and patient care in the South-West areas of Western Australia, with particular regard to -

(1) Its failure to support smaller town hospitals.

(2) Its centralising control and services into the Metropolitan area.

(3) Its centralising of purchasing away from smaller country towns.

(4) Its abolition of local hospital boards and the subsequent loss of "community ownership" which generates pride and voluntary support.

(5) The continual erosion of resources at the service delivery point leading to low staff morale and decline in appropriate care to these communities.

Total time remaining on motion - 4hrs 7mins.

45. Electricity Supply in Non Metropolitan Areas *(Notice given December 12 2003)*

Hon Bill Stretch: To move -

That this House records its alarm at the deteriorating state of Western Australia's electricity supply and distribution network in non-metropolitan areas and calls on the Government to allocate sufficient funds urgently to Western Power or other contractors to commence upgrading the line network immediately, with particular emphasis on -

(1) Enlarging and extending high-voltage main lines.

(2) Accelerating the pole replacement programme.

(3) Upgrading the feeder lines and supply lines to customers.

And the House notes that such work is required to begin at once, whatever the outcome of current legislative changes, to maintain the viability and sale value of the distribution network.

46. Protecting Western Australian Property from Bushfire and Wildlife *(Notice given December 12 2003)*

Hon Bill Stretch: To move -

That this House condemns the Gallop Government for its lack of resolve to protect Western Australian property from bushfire and wildlife as demonstrated by -

(1) Its failure to ensure that sufficiently large areas of protective burning are carried out.

(2) Its failure to allow necessary protective burning to be carried out for fear of perceived and exaggerated smoke hazard in urban areas.

(3) Its failure to permit adequate protective burning in National Parks and so-called Old Growth forest areas thus endangering the lives of tourists, firefighters and local residents, as well as the aforesaid vegetation itself.

(4) Its failure to allocate sufficient funding to allow the aforementioned protective burning to take place.

47. Western Power Electricity Supply - Order to Table Documents *(Notice given March 11 2004)*

Hon Norman Moore: To move -

Not later than 3 sitting days of the day on which this order is made, the Minister for Local Government and Regional Development must lay before this House all documents, and such other information as may have been reduced to writing, that were provided to the Chief Executive Officer of Western Power on Tuesday, February 17 2004 with respect to electricity supplies generated by, or provided to, Western Power.

48. Sessional Order No. 7 - Amendment *(Notice given March 11 2004)*

Hon Norman Moore: To move -

Order 7 adopted by resolution on December 12 2003 is amended -

(1) By adding after subclause (3) the following -

"

(4) Not more than 1 Minister or Parliamentary Secretary is to be permitted to speak in a debate subject to this order.

".

(2) By adding after subclause (4) (as inserted by paragraph (1)) the following -

"

(5) Maximum speaking times for debates subject to this order, other than a debate on a stage of a bill, are as follows -

mover	45 mins
Minister/Parliamentary Secretary	30 mins
each member	15 mins.

".

7 days notice required under SO 171. Absolute majority required.

49. Swan Valley Planning Act 1995 - Order to Table Documents *(Notice given April 1 2004)*

Hon Derrick Tomlinson: To move -

That the Leader of the House, not later than 2 sitting days of the day on which this order is made, lay on the Table the complete report to the Minister for Planning and Infrastructure on the review conducted under section 26 of the *Swan Valley Planning Act 1995*.

50. Standing Order 230A - Amendment *(Notice given April 7 2004)*

Hon Adele Farina: To move -

That SO 230A(4) is amended by inserting after "30" -

" sitting ".

51. Reduction of Greenhouse Emissions *(Notice given April 7 2004)*

Hon Jim Scott: To move -

(1) That this House notes -

(a) the Pentagon Report on An Abrupt Climate Change and Its Implications for United States National Security;

(b) the German Advisory Council on Global Change Report on Climate Projection Strategies for the Twenty-First Century; and

(c) the recent CSIRO and National Oceanic and Atmospheric Administration research,

which show that -

- climate change over the next 20 years could result in a global catastrophe costing millions of lives in wars and natural disasters;
- abrupt climate change could bring the planet to the edge of anarchy as countries develop a nuclear threat to defend and secure dwindling food, water and energy supplies;
- the threat to global stability vastly eclipses that of terrorism;
- a significant drop in the planet's ability to sustain its present population, which will become apparent over the next 20 years;
- deaths from war and famine will run into the millions until the planet's population is reduced by such an extent the earth can cope;
- the WBGU (German Advisory Council on Global Change) should agree that at the appropriate time, they will impose political and economic sanctions upon free rider states; and
- in Australia, the severity of the 2002 drought has been clearly linked to climate change and has led to a forecast 21% decline in gross farm production for 2002-2003.

(2) The Legislative Council therefore asks that the Gallop Government inform the Federal Government that this State recognises the urgent need to reduce greenhouse emissions and to sign the Climate Change Convention and the Kyoto Protocol on Greenhouse Emissions.

BILLS FOR INTRODUCTION

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10. Local Government Amendment (Electoral Provisions) Bill 2003 *(Notice given May 9 2003)*

Hon Robin Chapple: To move -

That a Bill for "An Act to amend the *Local Government Act 1995*" be introduced and read a first time.

11. Totalisator Agency Board Betting (Modification of Operation) Amendment Bill 2003 *(Notice given June 11 2003)*

Minister for Racing and Gaming: To move -

That a Bill for "An Act to extend the operation of the *Totalisator Agency Board Betting (Modification of Operation) Act 2000*" be introduced and read a first time.

16. Workers' Compensation and Rehabilitation Amendment Bill 2003 *(Notice given December 12 2003)*

Hon Jim Scott: To move -

That a Bill for "An Act to amend the *Workers' Compensation and Rehabilitation Act 1981*" be introduced and read a first time.

ORDERS OF THE DAY

352. Fish Resources Management Amendment Regulations (No. 14) 2003 - Disallowance

Moved *pro forma* (SO 152(b)) Thursday, May 13 2004 on the motion of Hon Alan Cadby (Days remaining 8 after today)

> That the *Fish Resources Management Amendment Regulations (No. 14) 2003* published in the *Gazette* on December 23 2003 and tabled in the Legislative Council on March 9 2004 under the *Fish Resources Management Act 1994*, be and is hereby disallowed. (Tabled paper 1953).

343. Estimates of Revenue and Expenditure - Consolidated Fund Estimates 2004-2005 *(Notice given May 6 2004) Minister for Housing and Works*

Resumption of debate adjourned Hon Bruce Donaldson (Friday, May 14 2004) on the motion of the Minister for Housing and Works -

> That pursuant to Standing Order No. 49(1)(c) the Legislative Council take note of Tabled Paper No. 2170A-H (2004-2005 Budget Statements), laid upon the Table of the House on May 6 2004.

(Days remaining 6 after today)

***45. Regional Investment Fund Bill 2001** *[LA 54-1] Minister for Local Government and Regional Development*

Committee progress clause 5 (Thursday, March 21 2002). *cf SNP 54 Issue 1 - August 15 2002*.

74. Yallingup Foreshore Land Bill 2002 *[LA 99-1] Minister for Housing and Works*

Second reading adjourned Minister for Housing and Works (Tuesday, May 13 2003) on the motion of Hon Norman Moore as follows -

> That the Order of the Day be discharged from the Notice Paper and referred to the Standing Committee on Legislation for consideration and report to the House by Tuesday, June 24 2003.

***2. Trans-Tasman Mutual Recognition (Western Australia) Bill 2002** *[LC 134-1B] Leader of the House*

Second reading adjourned Hon Christine Sharp (Wednesday, October 22 2003). (SO 230A no longer applies). *See Standing Committee on Uniform Legislation and General Purposes Report No. 4 (Tabled October 17 2002).*

94. Constitution Amendment Bill 2002 *[LC 156-1] Leader of the House*

Second reading adjourned (Thursday, October 24 2002).

***11. National Crime Authority (State Provisions) Amendment Bill 2002** *[LA 102-1B] Minister for Housing and Works*

Second reading adjourned Hon Bruce Donaldson (Thursday, June 20 2002). (SO 230A no longer applies). *See Standing Committee on Uniform Legislation and General Purposes Report No. 5 (Tabled November 28 2002). cf SNP 102 Issue 2 - December 18 2002.*

160. Perth International Centre for Application of Solar Energy Amendment Bill 2003 *[LA 182-1] Minister for Local Government and Regional Development*

Second reading adjourned Minister for Local Government and Regional Development (Tuesday, May 6 2003).

174. Veterinary Preparations and Animal Feeding Stuffs Amendment Bill 2003 *[LC 185-1] Minister for Agriculture, Forestry and Fisheries*

Second reading adjourned (Wednesday, May 7 2003).

***191. Western Australian Land Authority Amendment Bill 2003** *[LA 184-1] Parliamentary Secretary to the Minister for Planning and Infrastructure*

Second reading adjourned (Tuesday, June 24 2003). *cf SNP 184 Issue 1 - May 4 2004.*

***214. Gene Technology Bill 2001** *[LA 39-2] Leader of the House*

Second reading adjourned Hon Bruce Donaldson (Friday, August 15 2003). (SO 230A no longer applies). *See Standing Committee on Environment and Public Affairs Report No. 8 (Tabled August 12 2003). See also Instruction to Committee (September 26 2002). cf SNP 39 Issue 1 - November 4 2003*.

215. Gene Technology Amendment Bill 2001 *[LA 40-1] Leader of the House*

Second reading adjourned Hon Bruce Donaldson (Friday, August 15 2003). (SO 230A no longer applies). *See Standing Committee on Environment and Public Affairs Report No. 8 (Tabled August 12 2003). See also Instruction to Committee (September 26 2002).*

216. Prostitution Control Bill 2003 *[LA 166-2] Minister for Housing and Works*

Second reading adjourned (Tuesday, August 12 2003).

226. Misuse of Drugs Amendment Bill 2003 *[LA 202-1] Minister for Housing and Works*

Committee (Wednesday, May 12 2004).

***188. Higher Education Bill 2003** *[LA 191-1] Parliamentary Secretary to the Minister for Education and Training*

Second reading adjourned (Tuesday, June 24 2003). (SO 230A no longer applies). *See Standing Committee on Uniform Legislation and General Purposes Report No. 11 (Tabled September 16 2003). See also Standing Committee on Uniform Legislation and General Purposes Special Report (Tabled September 18 2003). cf SNP 191 Issue 1 - September 18 2003*.

235. Victims of Crime Amendment Bill 2003 *[LA 169-2] Minister for Housing and Works*

Second reading adjourned (Thursday, September 18 2003).

264. Gas and Electricity Safety Legislation Amendment Bill 2003 *[LA 221-1] Minister for Local Government and Regional Development*

Second reading adjourned (Tuesday, November 11 2003).

266. Road Traffic Amendment Bill 2003 *[LA 233-1] Parliamentary Secretary to the Minister for Planning and Infrastructure*

Second reading adjourned (Tuesday, November 11 2003).

***269. Building and Construction Industry Training Fund and Levy Collection Amendment Bill 2003** *[LA 227-2] Parliamentary Secretary to the Minister for Education and Training*

Second reading continuation of remarks in reply Parliamentary Secretary to the Minister for Education and Training (Thursday, May 13 2004). *cf SNP 227 Issue 1 - May 7 2004.*

280. Electricity Corporations Bill 2003 *[LA 246-1] Minister for Local Government and Regional Development*

Committee (Friday, December 12 2003).

281. Electricity Legislation (Amendments and Transitional Provisions) Bill 2003 *[LA 247-1] Minister for Local Government and Regional Development*

Committee (Friday, December 12 2003).

***283. Retail Shops and Fair Trading Legislation Amendment Bill 2003** *[LA 236-1] Minister for Housing and Works*

Second reading adjourned (Tuesday, December 2 2003). *cf SNP 236 Issue 1 - March 3 2004.*

285. Local Government Amendment Bill 2003 *[LC 262-1] Minister for Local Government and Regional Development*

Second reading adjourned (Wednesday, December 3 2003).

289. Machinery of Government (Water Resources) Amendment Bill 2003 *[LA 238-1] Minister for Local Government and Regional Development*

Second reading adjourned (Thursday, December 4 2003).

290. Water Resources Management (Administration) Bill 2003 *[LA 237-1] Minister for Local Government and Regional Development*

Second reading adjourned (Thursday, December 4 2003).

298. Local Government (Miscellaneous Provisions) Amendment Bill 2003 *[LA 240-1] Minister for Housing and Works*

Second reading adjourned (Friday, December 5 2003).

299. Loan Bill 2003 *[LA 196-1] Minister for Housing and Works*

Second reading adjourned (Friday, December 5 2003).

***301. Criminal Code Amendment Bill (No. 2) 2003** *[LA 231-2] Minister for Housing and Works*

Second reading adjourned (Tuesday, December 9 2003). *cf SNP 231 Issue 2 - April 21 2004.*

***267. Human Reproductive Technology Amendment Bill 2003** *[LA 212-2] Parliamentary Secretary to the Minister for Health*

Committee progress clause 11 (Wednesday, May 12 2004). (SO 230A no longer applies). See *Standing Committee on Uniform Legislation and General Purposes Report No. 13 (Tabled December 10 2003). cf SNP 212 Issue 5 - May 12 2004.*

***268. Human Reproductive Technology Amendment (Prohibition of Human Cloning) Bill 2003** *[LA 235-1] Parliamentary Secretary to the Minister for Health*

Committee (Wednesday, May 12 2004). (SO 230A no longer applies). See *Standing Committee on Uniform Legislation and General Purposes Report No. 13 (Tabled December 10 2003). cf SNP 235 Issue 2 - March 25 2004.*

***321. Magistrates Court Bill 2003** *[LA 260-2] Minister for Housing and Works*

Second reading adjourned (Tuesday, March 30 2004). *cf SNP 260 Issue 1 - April 27 2004.*

322. Magistrates Court (Civil Proceedings) Bill 2003 *[LA 261-2] Minister for Housing and Works*

Second reading adjourned (Tuesday, March 30 2004).

***323. Civil Judgments Enforcement Bill 2003** *[LA 256-1] Minister for Housing and Works*

Second reading adjourned (Tuesday, March 30 2004). *cf SNP 256 Issue 1 - April 27 2004.*

***332. Commonwealth Powers (De Facto Relationships) Bill 2003** *[LA 239-1] Minister for Housing and Works*

Second reading adjourned (Thursday, December 4 2003). (Standing Order 230A no longer applies). See *Standing Committee on Uniform Legislation and General Purposes Report No. 14 (Tabled April 6 2004). cf SNP 239 Issue 1 - April 7 2004.*

336. Construction Contracts Bill 2004 *[LA 271-1] Minister for Housing and Works*

Second reading adjourned (Thursday, April 8 2004).

338. Road Traffic Amendment (Impounding and Confiscation of Vehicles) Bill 2004 *[LA 273-2] Minister for Housing and Works*

Second reading adjourned (Tuesday, May 4 2004).

339. Children and Community Services Bill 2003 *[LA 265-2] Parliamentary Secretary to the Minister for Community Development, Women's Interests, Seniors and Youth*

Second reading adjourned (Tuesday, May 4 2004).

346. Pig, Potato and Poultry Industries (Compensation Legislation) Repeal Bill 2003 *[LA 248-1] Minister for Agriculture, Forestry and Fisheries*

Second reading adjourned (Tuesday, May 11 2004).

347. Machinery of Government (Miscellaneous Amendments) Bill 2003 *[LA 254-2] Leader of the House*

Second reading adjourned (Tuesday, May 11 2004).

348. Small Business Guarantees Repeal Bill 2004 *[LA 272-1] Parliamentary Secretary to the Minister for Small Business*

Second reading adjourned (Tuesday, May 11 2004).

349. Justices of the Peace Bill 2003 *[LA 258-2] Minister for Housing and Works*

Second reading adjourned (Tuesday, May 11 2004).

350. Oaths, Affidavits and Statutory Declarations Bill 2003 *[LA 259-2B] Minister for Housing and Works*

Second reading adjourned (Tuesday, May 11 2004).

354. Oaths, Affidavits and Statutory Declarations (Consequential Provisions) Bill 2003 *[LA 255-2B] Minister for Housing and Works*

Second reading adjourned (Wednesday, May 12 2004).

***355. Courts Legislation Amendment and Repeal Bill 2003** *[LA 263-2] Minister for Housing and Works*

Second reading adjourned (Wednesday, May 12 2004). *cf SNP 263 Issue 1 - May 12 2004.*

259. Partial Revocation of State Forest No. 56 *(Moved November 13 2003)*

Resumption of debate adjourned Hon Bruce Donaldson (Thursday, November 13 2003) on the motion of Minister for Housing and Works as follows -

> That the proposal for the partial revocation of State Forest No. 56, laid on the Table of the Legislative Council on Friday, October 24 2003, by command of His Excellency the Governor be carried out.

See Legislative Assembly Message No. 125.

324. Joint Standing Committee on the Corruption and Crime Commission - Legislative Assembly Standing Orders *(March 31 2004)*

Consideration in committee of Legislative Assembly Message No. 166 as follows -

> Mr President
>
> The Legislative Assembly acquaints the Legislative Council that it has adopted the following new Standing Orders -
>
> "

JOINT STANDING COMMITTEE ON THE CORRUPTION AND CRIME COMMISSION

Appointment

289. At the commencement of every Parliament, a Joint Standing Committee on the Corruption and Crime Commission will be appointed by resolution of the Assembly and forwarded to the Council for its concurrence.

Functions

290. It is the function of the Joint Standing Committee to -

(a) monitor and report to Parliament on the exercise of the functions of the Corruption and Crime Commission and the Parliamentary Inspector of the Corruption and Crime Commission;

(b) inquire into, and report to Parliament on the means by which corruption prevention practices may be enhanced within the public sector; and

(c) carry out any other functions conferred on the Committee under the *Corruption and Crime Commission Act 2003*.

Membership

291. The Joint Standing Committee will consist of four members, of whom -

(a) two will be members of the Assembly; and

(b) two will be members of the Council.

Reports

292. A report of the Joint Standing Committee will be presented to the Assembly and the Council by members of the Joint Standing Committee nominated by it for that purpose.

Certain Standing Orders to apply

293. Without limiting the effect of anything in Standing Orders 289 to 292, the Standing Orders of the Assembly relating to standing and select committees will be followed as far as they can be applied.

".

The Legislative Assembly further advises the Legislative Council that, following the adoption of these Standing Orders, the Legislative Assembly will adopt a resolution for concurrence of the Legislative Council at its next sitting.

Speaker

Legislative Assembly Chamber
Perth, 30 March 2004

46. Standing Committee on Public Administration and Finance - Inquiry into Appointment of Electoral Commissioner *Parliamentary Secretary to the Minister for Education and Training (Moved August 14 2002)*

Resumption of debate adjourned Minister for Local Government and Regional Development (Wednesday, August 14 2002) on the motion of Hon Norman Moore as follows -

That the Standing Committee on Public Administration and Finance be required to inquire into the circumstances surrounding the appointment of the Electoral Commissioner with a view to determining whether or not the appointment was made in accordance with appropriate and proper procedures, and report back to the House on or before October 17 2002.

63. Voluntary Euthanasia Bill 2002 *[LC 149-1] Hon Robin Chapple*

Second reading continuation of remarks Hon Barbara Scott - mins 36 (Thursday, September 11 2003).

143. Burrup Peninsula (Crown Land) Bill 2002 *[LC 172-1] Hon Robin Chapple*

Second reading adjourned (Thursday, December 19 2002).

304. Cat Bill 2003 *[LC 269-1] Hon Giz Watson*

Second reading adjourned (Thursday, December 11 2003).

353. Local Government (Straying Stock) Bill 2004 *[LC 293-1] Hon Paddy Embry*

Second reading adjourned (Wednesday, May 12 2004).

142. Implications of Regional Planning on Industrial Development - Karratha and Barrow Island *(Moved December 11 2002)*

Resumption of debate adjourned Leader of the House (Thursday, December 19 2002) on the motion of Hon Robin Chapple as follows -

That the House notes the serious implications of the lack of coordinated regional planning covering the proposed industrial development in the regions of Karratha and Barrow Island. Particularly the ad hoc manner in which the Government is attempting to allocate industry to various sites without providing strategic options for that industry and placing such industry against the wishes of the local and wider community.

330. Answer to Question Without Notice No. 163 - Funding of Hospitals and Medical Centres *Hon Peter Foss (Moved April 1 2004)*

Consideration in committee on the motion of Hon Peter Foss that the answer to Question without Notice No. 163 be considered (Thursday, April 1 2004).

159. Expressing Deep Concern Regarding Education and Training *(Moved April 3 2003)*

Continuation of remarks adjourned (Sessional Order 7(2)) Hon Derrick Tomlinson - mins 4 (Thursday, April 3 2003) on the motion of Hon Alan Cadby as follows -

That this House -

(1) Expresses deep concern at the apparent inability of the Minister for Education and Training to recognise the critical issues pertaining to education and training.

(2) Notes the Minister's demonstrable failure to plan and act strategically, particularly in those areas of known systemic weaknesses and failures.

(3) Regrets that the Minister has adopted a "never admit, never accept, it's someone else's fault" attitude to his critics with the result that his planning and strategic skills have come under serious question.

164. Policies and Legislative Approach by the Federal Government *(Moved April 10 2003)*

Continuation of remarks adjourned (Sessional Order 7(2)) Hon Murray Criddle (Thursday, April 10 2003) on the motion of Hon Kate Doust as follows -

That this House condemns the Howard Government's policy and legislative approach, in a range of portfolio areas, which undermines the capacity and scope of the Western Australian Government to govern in accordance with the needs and interests of the people of Western Australia.

202. Funding to Regional, Rural and Coastal Western Australia and the Impact on the New MetroRail *(Moved June 26 2003)*

Continuation of remarks adjourned (Sessional Order 7(2)) Hon John Fischer - mins 34 (Thursday, June 26 2003) on the motion of Hon Murray Criddle as follows -

That the House condemns the Government over its failure to provide sufficient funding in the 2003-2004 State Budget to regional, rural and coastal Western Australia. Also, the likely impact of the New MetroRail project on future regional services and job opportunities in a number of crucial areas including -

- roads;
- agriculture; and
- power.

219. Coral Coast Marina Development - Proposal for Maud's Landing *(Moved August 14 2003)*

Continuation of remarks adjourned (Sessional Order 7(2)) Hon Murray Criddle (Thursday, August 14 2003) on the motion of Hon Norman Moore as follows -

That this House expresses its serious concern at the decision making processes used by the Gallop Government in its assessment, and ultimate rejection, of the Coral Coast Marina Development proposal for Maud's Landing.

247. Planning for Future Water Supply *(Moved October 16 2003)*

Continuation of introductory remarks adjourned (Sessional Order 7(2)) Hon Frank Hough (Thursday, October 16 2003) in moving the following motion -

That this House requests the Government to develop and plan for the orderly implementation of options intended to provide for the foreseeable future an adequate water supply to the metropolitan area and regions of the State.

255. Environmental Protection Authority Controls *(Moved October 23 2003)*

Continuation of remarks adjourned (Sessional Order 7(2)) Minister for Agriculture, Forestry and Fisheries (Thursday, October 23 2003) on the motion of Hon Robyn McSweeney as follows -

That this House condemns the Government for the draconian controls placed on the rural sector by the Environmental Protection Authority Act and its proposed Regulations.

277. Potable Water in Western Australia and Use of Channel Systems to Reduce Saline Problems *(Moved November 20 2003)*

Continuation of remarks adjourned (Sessional Order 7(2)) Hon John Fischer - mins 29 (Thursday, November 20 2003) on the motion of Hon Frank Hough as follows -

That the House consider the viability of potable water in Western Australia and the channel systems to address and reduce the escalating saline problem.

296. Rottnest Island - Funding *(Moved December 4 2003)*

Continuation of remarks adjourned (Sessional Order 7(2)) Parliamentary Secretary to the Minister for Tourism (Thursday, December 4 2003) on the motion of Hon Norman Moore as follows -

That this House consider, as a matter of urgency, the funding problems of Rottnest Island.

309. Western Power Corporation's Network Infrastructure in the South West Integrated System *(Moved March 4 2004)*

Continuation of remarks adjourned (Sessional Order 7(2)) Hon Paddy Embry - mins 39 (Thursday, March 4 2004) on the motion of Hon George Cash as follows -

That the Government be condemned for its abject failure to take adequate action to ensure the proper maintenance and upgrading of Western Power Corporation's Network Infrastructure in the South West Integrated System.

329. Perth Museum - Funding *(Moved April 1 2004)*

Continuation of introductory remarks adjourned (Sessional Order 7(2)) Hon Barbara Scott (Thursday, April 1 2004) in moving the following motion -

That the House notes with great concern, the Gallop Government's unwillingness to provide sufficient funds to the Perth museum to adequately store, protect and move valuable exhibits from the Francis Street site to the Kew Street, Welshpool Storage Facility -

(a) condemns the inappropriate measures and conditions being imposed upon staff of the museum in the transfer of exhibits and operations to the Welshpool site; and

(b) calls for the Government to be held accountable for compromising staff and therefore compromising the museums exhibitions.

337. Reduction of Greenhouse Gas Emissions *(Moved April 8 2004)*

Continuation of remarks adjourned (Sessional Order 7(2)) Hon Robin Chapple - mins 34 (Thursday, April 8 2004) in moving the following amendment -

To insert new paragraph (3) as follows -

"

(3) Asks the Premier to provide this House with his position regarding the signing of the Kyoto Protocol Agreement.

",

to the motion of Hon Jim Scott as follows -

That this House -

(1) Consider the urgent need to reduce greenhouse gas emissions; and

(2) Support any proposal or international agreement to limit or prevent the detrimental affects of climate change caused by greenhouse gas emissions.

344. Funding for Infrastructure in Regional and Rural Western Australia *(Moved May 6 2004)*

Continuation of remarks adjourned (Sessional Order 7(2)) Hon John Fischer - mins 16 (Thursday, May 6 2004) on the motion of Hon Murray Criddle as follows -

That there is a serious requirement for the Gallop Government to understand and fund the immediate need for infrastructure in regional and rural Western Australia to allow these areas to maximise the opportunities for business development, population growth and employment on which Western Australia so heavily relies.

COMMITTEE REPORTS AND MINISTERIAL STATEMENTS

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351. Joint Standing Committee on Delegated Legislation - Report No. 8 - Issues of Concern Raised by the Committee Between June 9 2003 and December 19 2003 With Respect to Local Laws - Committee Report *(Tabled April 19 2004 - SO 338)*

Consideration.

356. Joint Standing Committee on the Anti-Corruption Commission - Report No. 8 - Report on the Hearing with the Anti-Corruption Commission on March 29 2004 - Committee Report *(Tabled May 13 2004)*

Consideration.

357. Standing Committee on Public Administration and Finance - Report No. 7 - Impact of State Government Actions and Processes on the Use and Enjoyment of Freehold and Leasehold Land in Western Australia - Committee Report *(Tabled May 14 2004)*

Consideration.

118. Draft Regional Policy Statement for Western Australia - Ministerial Statement and Tabled Paper *Minister for Local Government and Regional Development (Given November 26 2002)*

Continuation of remarks Hon Norman Moore (Friday, May 14 2004) on the motion of Hon Alan Cadby that the report be noted. *See Tabled paper No. 517.*

119. Comment by Mr Tony Cooke Regarding the Mines Department - Ministerial Statement *Parliamentary Secretary to the Minister for State Development (Given November 26 2002)*

Consideration.

120. Pastoral Lands Restructure - Ministerial Statement *Parliamentary Secretary to the Minister for Planning and Infrastructure (Given November 26 2002)*

Consideration.

121. Qantas Service From Melbourne to Broome - Ministerial Statement *Minister for Local Government and Regional Development (Given November 28 2002)*

Consideration.

138. Integrated Fisheries Management - Ministerial Statement and Tabled Paper *Minister for Agriculture, Forestry and Fisheries (Given December 11 2002)*

Consideration. *See Tabled paper No. 627.*

141. Tabling a Report on a Review of the Agricultural Practices (Disputes) Act 1995 - Ministerial Statement and Tabled Paper *Minister for Agriculture, Forestry and Fisheries (Given December 17 2002)*

Consideration. *See Tabled paper No. 673.*

144. Royal Commission into whether there has been any Corrupt or Criminal Conduct by Western Australian Police Officers - Interim Report - Ministerial Statement and Tabled Paper *Minister for Agriculture, Forestry and Fisheries (Given March 4 2003)*

Consideration. *See Tabled paper No. 784.*

145. Patronage Modelling for Fast Track Route - Ministerial Statement and Tabled Paper *Parliamentary Secretary to the Minister for Planning and Infrastructure (Given March 4 2003)*

Consideration. *See Tabled paper No. 785.*

146. Isolation Fencing for Swimming Pools - Ministerial Statement *Minister for Housing and Works (Given March 4 2003)*

Consideration.

148. Multi Peril Crop Insurance Taskforce - Ministerial Statement and Tabled Paper *Minister for Agriculture, Forestry and Fisheries (Given March 5 2003)*

Consideration. *See Tabled paper No. 787.*

151. Kimberley Chemical Use Review - Ministerial Statement and Tabled Paper *Minister for Agriculture, Forestry and Fisheries (Given March 13 2003)*

Consideration. *See Tabled paper No. 840.*

152. Exceptional Circumstances Assistance - Ministerial Statement *Minister for Agriculture, Forestry and Fisheries (Given March 18 2003)*

Consideration.

155. Revision of Guidelines of the Dry Season 2002 - Assistance Scheme - Ministerial Statement *Minister for Agriculture, Forestry and Fisheries (Given April 1 2003)*

Consideration.

156. The Late Dr Patricia Vinnicombe - Ministerial Statement *Parliamentary Secretary to the Minister for State Development (Given April 1 2003)*

Consideration.

157. Metropolitan Region Scheme Amendment No. 1054/33 Western Power Depot, Belmont - Ministerial Statement and Tabled Papers *Parliamentary Secretary to the Minister for Planning and Infrastructure (Given April 1 2003)*

Consideration. *See Tabled paper Nos 901, 902 and 903*.

161. Report of the Inquiry into the City of Belmont - Ministerial Statement and Tabled Paper *Minister for Housing and Works (Given April 10 2003)*

Consideration. *See Tabled paper No. 962*.

169. Department of Housing and Works - Better Risk Management and Best Practice Contracting - Ministerial Statement *Minister for Housing and Works (Given May 6 2003)*

Consideration.

180. Water Corporation Dividend Payments - Ministerial Statement and Tabled Paper *Minister for Government Enterprises (Given June 10 2003)*

Consideration. *See Tabled paper No. 1116.*

185. Correction of Answer to Estimates Committee - Reduction in 2003/2004 Budget - Red Imported Fire Ants - Ministerial Statement *Minister for Agriculture, Forestry and Fisheries (Given June 13 2003)*

Consideration.

193. Prorogation of Parliament - Ministerial Statement *Leader of the House (Given June 25 2003)*

Consideration.

197. Tendering Process Policy - Ministerial Statement and Tabled Paper *Minister for Housing and Works (Given June 26 2003)*

Consideration. *See Tabled paper 1210*.

205. Minister for Local Government and Regional Development Portfolio - Ministerial Statement *Minister for Local Government and Regional Development (Given June 27 2003)*

Consideration.

206. Minister for Racing and Gaming Portfolio - Ministerial Statement *Minister for Racing and Gaming (Given June 27 2003)*

Consideration.

210. Composition of Seventh Gallop Ministry - Ministerial Statement and Tabled Paper *Leader of the House (Given June 27 2003)*

Consideration. *See Tabled paper 1220*.

211. Petition Presented Regarding Unregistered Ex-Vietnam War 245T Chemical Agents Supplied to Agricultural Protection Board Workers - Ministerial Statement *Minister for Agriculture, Forestry and Fisheries (Given June 27 2003)*

Consideration.

220. Civil Liability Amendment Bill 2003 - SO 230A - Ministerial Statement *Minister for Housing and Works (Given August 15 2003)*

Consideration.

222. Draft Report - Building Future Prosperity - Creating Jobs and Wealth Through Industry Development - Ministerial Statement and Tabled Paper *Parliamentary Secretary to the Minister for State Development (Given August 20 2003)*

Consideration. *See Tabled paper No. 1347.*

233. National Competition Policy Review of the Marketing of Potatoes Act 1946 - Ministerial Statement *Minister for Agriculture, Forestry and Fisheries (Given September 10 2003)*

Consideration.

236. Establishment and Functions of the Grain Licensing Authority - Ministerial Statement *Minister for Agriculture, Forestry and Fisheries (Given September 19 2003)*

Consideration.

243. MV Cormo Express - Ministerial Statement *Minister for Agriculture, Forestry and Fisheries (Given October 14 2003)*

Consideration.

244. Metropolitan Region Scheme Amendment No. 992/33 Clarkson-Butler - Ministerial Statement *Parliamentary Secretary to the Minister for Planning and Infrastructure (Given October 14 2003)*

Consideration.

252. Reduction in Tariffs Imposed on Frozen Rock Lobster Imported from Western Australia - Ministerial Statement *Minister for Agriculture, Forestry and Fisheries (Given October 21 2003)*

Consideration.

253. Civil Liability Amendment Bill 2003 - Advice - Ministerial Statement *Minister for Housing and Works (Given October 21 2003)*

Consideration.

261. MV Cormo Express - Ministerial Statement *Minister for Agriculture, Forestry and Fisheries (Given October 24 2003)*

Consideration.

263. Metropolitan Region Scheme Amendments No. 1043/33 Helena River Parks and Recreation Link, Hazelmere; No. 1044/33 Addition to Urban Zoning, Helena Valley Road, Helena Valley; No. 1049/33 Disability Services Commission Property, Market Street, Guildford - Ministerial Statement *Parliamentary Secretary to the Minister for Planning and Infrastructure (Given November 11 2003)*

Consideration.

276. Metropolitan Region Scheme Amendment No. 1055/33 Fremantle Eastern Bypass - Ministerial Statement and Tabled Papers *Leader of the House (Given November 19 2003)*

Consideration. *See Tabled paper Nos 1699 and 1700.*

278. Clarification of Comments about the Land Clearing Memorandum of Understanding - Ministerial Statement *Minister for Agriculture, Forestry and Fisheries (Given November 21 2003)*

Consideration.

279. Risk Management Strategies for Western Australian Agricultural Producers - Ministerial Statement *Minister for Agriculture, Forestry and Fisheries (Given November 21 2003)*

Consideration.

287. Metropolitan Region Scheme Amendment No. 1048/33 Addition to Urban Zoning, West Parade, South Guildford - Ministerial Statement *Parliamentary Secretary to the Minister for Planning and Infrastructure (Given December 4 2003)*

Consideration.

297. Joondalup City Council - Suspension - Ministerial Statement *Minister for Local Government and Regional Development (Given December 5 2003)*

Consideration.

300. Geraldton Regional Hospital Contract - Ministerial Statement and Tabled Paper *Minister for Housing and Works (Given December 9 2003)*

Consideration. *See Tabled paper No. 1812.*

302. Local Government (Official Conduct) Amendment Bill - Ministerial Statement *Minister for Local Government and Regional Development (Given December 11 2003)*

Consideration.

303. Employees of the Anti-Corruption Commission *Leader of the House (Given December 11 2003)*

Consideration.

305. Royal Commission into whether there has been Corrupt or Criminal Conduct by any Western Australian Police Officer - Ministerial Statement and Tabled Paper *Leader of the House (Given Tuesday, March 2 2004)*

Consideration. *See Tabled paper No. 1910A and B.*

307. Legislative Assembly Economics and Industry Standing Committee Report into the Dairy Industry - Response - Ministerial Statement and Tabled Paper *Minister for Agriculture, Forestry and Fisheries (Given March 4 2004)*

Consideration. *See Tabled paper No. 1937.*

308. Kimberley Chemical Use Review - Ministerial Statement and Tabled Paper *Minister for Agriculture, Forestry and Fisheries (Given March 4 2004)*

Consideration. *See Tabled paper No. 1938.*

312. Answer to Question Without Notice No. 30 - Water Corporation Expenditure - Ministerial Statement and Tabled Paper *Minister for Government Enterprises (Given March 9 2004)*

Consideration. *See Tabled paper No. 2014.*

313. Metropolitan Region Scheme Amendment No. 1020/33 Egerton Estate, Ellenbrook - Ministerial Statement *Parliamentary Secretary to the Minister for Planning and Infrastructure (Given March 11 2004)*

Consideration.

314. Ocean Gardens (Inc.) Bill 2003 - Ministerial Statement and Tabled Paper *Minister for Local Government and Regional Development (Given March 11 2004)*

Consideration. *See Tabled paper No. 2029.*

326. Answer to Question Without Notice No. 110 - Report of the Probity Auditor in Relation to a Request from the Forest Products Commission - Ministerial Statement and Tabled Paper *Minister for Agriculture, Forestry and Fisheries (Given April 1 2004)*

Consideration. *See Tabled paper No. 2067.*

333. National Action Plan on Salinity and Water Quality - Ministerial Statement *Minister for Agriculture, Forestry and Fisheries (Given April 6 2004)*

Consideration.

335. Response to Standing Committee on Public Administration and Finance Report No. 6 into Relation to the Local Government Act 1995 and Appointment of Panel Inquiry into the City of Joondalup - Ministerial Statement and Tabled Papers *Minister for Local Government and Regional Development (Given April 8 2004)*

Consideration. *See Tabled paper Nos 2114 and 2115.*

340. Meat Processing Taskforce Report - Ministerial Statement and Tabled Paper *Minister for Agriculture, Forestry and Fisheries (Given May 5 2004)*

Consideration. *See Tabled paper No. 2166.*

BILLS REFERRED TO COMMITTEES

***228. State Administrative Tribunal (Conferral of Jurisdiction) Amendment and Repeal Bill 2003** *[LA 214-2] Minister for Housing and Works*

Discharged and referred to the Standing Committee on Legislation (Tuesday, September 16 2003) and to report by Wednesday, June 30 2004.

Second reading adjourned (Tuesday, September 9 2003). *cf SNP 214 Issue 5 - November 18 2003.*

***229. State Administrative Tribunal Bill 2003** *[LA 213-2] Minister for Housing and Works*

Discharged and referred to the Standing Committee on Legislation (Tuesday, September 16 2003) and to report by Wednesday, June 30 2004.

Second reading adjourned (Tuesday, September 9 2003). *cf SNP 213 Issue 1 - September 10 2003.*

288. Australian Crime Commission (Western Australia) Bill 2003 *[LC 266-1] Minister for Housing and Works*

Now stands referred to the Standing Committee on Uniform Legislation and General Purposes (SO 230A applies until Thursday, June 3 2004).

Second reading adjourned (Thursday, December 4 2003).

320. Firearms Amendment Bill 2003 *[LA 251-2B] Minister for Housing and Works*

Now stands referred to the Standing Committee on Uniform Legislation and General Purposes. (SO 230A applies until Tuesday, June 22 2004).

Second reading adjourned (Tuesday, March 30 2004).

328. Young Offenders Amendment Bill 2003 *[LC 264-1] Hon Peter Foss*

Discharged and referred to the Standing Committee on Legislation (Thursday, April 1 2004) and to report by Wednesday, June 30 2004.

Second reading adjourned (Thursday, December 4 2003).

342. Architects Bill 2003 *[LA 241-1] Minister for Housing and Works*

Now stands referred to the Standing Committee on Uniform Legislation and General Purposes. (SO 230A applies until Friday, June 4 2004).

Second reading adjourned (Thursday, May 6 2004).

MATTERS REFERRED TO COMMITTEES

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18. Standing Committee on Procedure and Privileges - Standing Order 230 - Consistency With Usage of the House *(Referred October 24 2002)*

On the motion of Hon Norman Moore as follows -

> That the Standing Committee on Procedure and Privileges consider and report to the House whether, in light of the Acting President's ruling on the application and effect of SO 230(b) given on Wednesday, October 23 2002, it is desirable to amend the rule so as to ensure that debate on a Bill stands adjourned for a specified period immediately following the speech given by the Minister or Member in charge of the Bill when moving for the second reading.

Now stands referred to Standing Committee on Procedure and Privileges.

41. Standing Committee on Environment and Public Affairs - Referral of Petition Praying for Relief - Tinsley Beck *(Referred March 5 2003)*

On the motion of Hon Derrick Tomlinson as follows -

> That the petition praying for relief presented on behalf of Tinsley Beck and reported on in the Report of the Standing Committee on Environment and Public Affairs "Overview of Petitions and Inquiries August 2001 to December 2001", be referred back to the Committee for further consideration.

Now stands referred to the Standing Committee on Environment and Public Affairs.

55. Standing Committee on Public Administration and Finance - Inquiry into Water Services *(Referred June 11 2003)*

On the motion of Hon Norman Moore, as amended, as follows -

> That the Standing Committee on Public Administration and Finance inquire into and report on the issues confronting Western Australia that arise from, or relate to, the present and future sustainable supply, quality, retention, and maintenance of water services throughout the State.

Now stands referred to Standing Committee on Public Administration and Finance.

***56. Select Committee on Advocacy for Children (Appointment of a Commissioner for Children) - Establishment** *(Established June 11 2003)*

On the motion of Hon Barbara Scott, as amended, as follows -

That a Select Committee of three Members be appointed to inquire into and report on -

(1) The appointment of a Commissioner for Children or the establishment of an independent Office for Children as the most appropriate means of establishing an Advocate for Children to enable better Government for children and to ensure Government and Parliament are aware of the needs of children.

(2) The responsibilities and duties of such a Commission or Office. This investigation should include but need not be limited to an examination of -

- Developing an appropriate Advocate for children in the heart of Government;
- Legislative and policy impact statements for children;
- An advocacy function for children;
- Coordination across Government agencies affecting children;
- Ensuring that child participation is basic to the functioning of the Commission/Office and to the development of public policy;
- Developing and benchmarking a strategy for children;
- Investigating complaints and reporting on maladministration of Government;
- The physical and mental health of children, including the importance of sport and play in child development and litigious and industrial issues restricting these, the role of television, videos and computers, time spent in childcare, immunisation rates, services for disabled children;
- Research relevant to children and its relevance to the development of public policy;
- The impact of the justice system on children;
- The transport system and its relevance to children's needs;
- The staffing and budget for this Commission/Office;
- Any other matters that impact on the good growth and development of young children; and
- The impacts of Government and industry policy on the wellbeing of children.

(3) The Committee has power to send for persons, papers and records and to travel from place to place.

(4) The Committee report to the House not later than June 30 2004 and if the House do then stand adjourned, the Committee to deliver its report to the President who shall cause the same to be printed by authority of this order.

See Report No. 1 - Interim Report in relation to a Proposal to Travel (Tabled December 2 2003).

64. Select Committee on the Reserves (Reserve 43131) Bill 2003 - Establishment *(Established June 25 2003)*

On the motion of Hon Jim Scott, as amended, as follows -

(1) That a Select Committee of five members, any three of whom constitute a quorum, is appointed to inquire into and report to this House the basis or grounds on which the Government introduced the *Reserves (Reserve 43131) Bill 2003* and the reasons underlying its passage through both Houses at such short notice.

(2) The Committee, and the proceedings of the Committee, are subject to Chapter XXII of Standing Orders and it is to be regarded for all purposes as a committee appointed under that Chapter.

67. Business Management Committee - Standing Committee on Procedure and Privileges Report No. 5 - Standing Order No. 73 - Time Limits on Speeches *(Referred June 27 2003)*

Report (Tabled September 26 2002) discharged and referred to the Business Management Committee.

Further consideration on the motion of Hon George Cash that the report be adopted and agreed to (Friday, May 9 2003). *Total time remaining on motion - 1hr 44mins.*

80. Standing Committee on Public Administration and Finance - Local Government Rating System and Distribution of Funds *(Referred October 15 2003)*

On the motion of Hon Norman Moore, as amended, as follows -

That the Standing Committee on Public Administration and Finance be required to inquire into -

(a) the rationale behind the Local Government rating system applying to past and proposed State Agreement Acts;

(b) the distribution of State funding support to the State's regions (including royalties and the grants to Local Government); and

(c) the most equitable way of ensuring a secure financial base for local government authorities in the context of the operation of Commonwealth-State financial relations,

with a view to determining whether changes are required to create greater equity in respect to the distribution and level of State financial support available to regional Western Australia.

Now stands referred to the Standing Committee on Public Administration and Finance - Hon Robin Chapple is substitute for Hon Dee Margetts.

81. Standing Committee on Environment and Public Affairs - Order of Reference *(Referred October 15 2003)*

On the motion of Hon Robin Chapple, as amended, as follows -

That in relation to the use of 245T and related toxins (the "chemicals") from 1970 to 1985 by the Agriculture Protection Board (the "APB"), the Standing Committee on Environment and Public Affairs inquire into and report to the House on the following -

(a) the sources of supply, the terms and conditions under which the chemicals were supplied to or acquired by the APB and the destinations of the chemicals;

(b) the purchasing arrangements and sources of chemicals supplied to the APB and if material sourced from overseas was supplied to and/or included in material provided by chemical companies to the APB; and

(c) what accounting systems were used by the APB to track the quantities and location of chemicals and how those systems might be improved to ensure accurate information is readily available and so that better information is available for protecting worker and community health.

Now stands referred to the Standing Committee on Environment and Public Affairs - Hon Robin Chapple is substitute for Hon Christine Sharp.

90. Select Committee to Inquire into Department of Health Funds provided to Western Australian Aboriginal Community Controlled Health Organisation - Establishment *(Established December 3 2003)*

On the motion of Hon Derrick Tomlinson, as amended, as follows -

That a Select Committee of three be appointed to -

(1) Conduct an Inquiry into any mismanagement of the Department of Health Funds provided to the Western Australian Aboriginal Community Controlled Health Organisation (W.A.A.C.C.H.O) through the Office of Aboriginal Health for the financial periods -

(a) 2000 to 2001;

(b) 2001 to 2002; and

(c) 2002 to 2003.

(2) Examine, report and make recommendations on -

(a) the role and conduct of the Director General of Health; staff of the Department of Health; the Ministers of Health and the Premiers at all relevant times, in -

(i) authorising funds paid to W.A.A.C.C.H.O., without proper contractual arrangements;

(ii) authorising payment of funds to W.A.A.C.C.H.O. after the former Minister for Health had been advised by the Director General of Health on December 19, 2001, that -

(A) "a prima facie indication that fraudulent and other dishonest behaviour involving members of W.A.A.C.C.H.O. may have occurred and may be actionable by relevant regulatory/prosecuting bodies";

(B) "the Organisation was insolvent"; and

(C) "W.A.A.C.C.H.O.'s solvency is being maintained currently by Grant Funding of its operations, provided by the O.A.H."; and

(iii) authorising payment of funds to W.A.A.C.C.H.O. in 2002-2003 after the Organisation had developed a three year Business Plan, cleared debts and implemented financial management reforms; and

(b) the role and conduct of the Minister for Health in withdrawing funding in August 2003 from W.A.A.C.C.H.O. and from the Joint Planning Forum in September 2003 -

(i) having regard to the solvency and performance of W.A.A.C.C.H.O. in relation to any contract documents with O.A.H.; and

(ii) having regard to obligations of the Government under the Health Framework Agreement signed in July 2002 with the Commonwealth Government, the Aboriginal and Torres Strait Islander Commission and W.A.A.C.C.H.O.;

(c) any other matter deemed relevant by the Committee and to report to the Legislative Council no later than Wednesday, June 30 2004.

(3) That the Committee have power to call for persons, papers and records and to travel from place to place.

106. Estimates Committee - Establishment *(Established May 11 2004)*

On the motion of Hon George Cash as follows -

That for the purpose of considering the Estimates and Expenditure for the fiscal year 2004-05 the following order be made -

"

313. Consideration of Annual Estimates

1. A committee of the whole (the "Estimates Committee") is appointed to consider the Annual Estimates of Expenditure and related documents (the "Budget Papers") which, on being tabled, stand referred to the Estimates Committee accordingly.

2. The Chairman of Committees, acting with the advice of the committee established under SO 125A, is to determine -

   (a) the Votes in the Budget Papers to be considered and the order in which they will be considered;

   (b) for each Vote, the day and time for its consideration;

   (c) the final date for lodging questions on notice (if any) relating to each Vote; and

   (d) cause a copy of that determination to be given to each member, each minister, and the chief executive officers of the departments or other State instrumentalities whose operations are wholly or partly funded from the Votes determined under paragraph (a).

3. Any variation or cancellation of a determination is to be made, if practicable, in accordance with the requirements of subclause 2.

4. The Chairman of Committees is the Chairman of the Estimates Committee and has those powers necessary or incidental to the maintenance of the orderly conduct of its proceedings.

5. When considering a Vote -

   (a) there is no question to be resolved;

   (b) members may ask oral questions of the appropriate minister in the Council and, with the minister's consent but subject nonetheless to SO 331, of any person appearing with that minister.

6. The Estimates Committee is not to require the attendance of a person by name or office unless the person is authorized or required by law to perform a function with a public purpose and there is no capacity for a minister -

   (a) to give directions as to the manner or occasion when the function is to be performed; or

   (b) to alter or nullify an effect resulting from a performance of the function.

7. Not later than 1 sitting day after the day on which the question for the second reading of a bill appropriating the Consolidated Fund for the ordinary annual services of the Government is first put, the Estimates Committee may report on any matter arising from its consideration of the Budget Papers.

8. Standing order 234 does not apply to a bill that appropriates the Consolidated Fund in accordance with the Budget Papers if, when it is read a second time, no notice has been given of a motion for a purpose permitted under section 46 of the *Constitution Acts Amendment Act 1899*, and in such a case the question for the third reading is to be put immediately.

9. The House stands adjourned over each day that is subject to a determination under subclause 2(b).

10. Despite subclause 9, if satisfied by the Leader of the House that a matter requires the immediate attention of the House, the President may recall the House to sit on such a day at a specified time, and any proceedings of the Estimates Committee on that day are suspended for the duration of the sitting.

11. The business to be transacted on a day provided for in subclause 10 is that determined by the Leader of the House and need not be confined to consideration of the matter for which the House is recalled.

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108. Petition - Psychiatric Acute Care Hospital Beds *(Tabled May 14 2004) Hon Ray Halligan (14 signatures)*

Requesting the Legislative Council urge the Health Department to provide sufficient beds for psychiatric emergency cases. *See Tabled paper No 2210*.

* For amendments see Supplementary Notice Paper and/or Committee Report

For a list of all Petitions tabled see cumulative Tabled Paper list.

L B MARQUET
Clerk of the Legislative Council