

Minutes of Proceedings



LEGISLATIVE COUNCIL

TUESDAY, 30 AUGUST 2022

2.00pm

1. Meeting of Council

The Council assembled at 2.00pm pursuant to order.

The President, Hon Alanna Clohesy, took the Chair.

Prayers and an Acknowledgement of Country were read.

2. Message from His Excellency the Governor — Assent to Bills

The President reported the receipt of a Message from His Excellency the Governor assenting to the following Bills —

19 August 2022 — Message No. 19

	Act No.
Parliamentary Commissioner Amendment (Reportable Conduct) Bill 2021	25 of 2022
Bush Fires Amendment Bill 2022	26 of 2022

3. Ministerial Statement — Australian Animal Welfare Standards and Guidelines for Poultry

The Minister for Agriculture and Food made a Ministerial Statement with respect to the proposed Australian Animal Welfare Standards and Guidelines for poultry released on 19 August 2022.

4. Papers

The following Papers were laid on the Table by —

Leader of the House

Agreements —

Agreement between the State of Western Australia and Hon. M. McGowan Minister for State Development and AWE Perth Pty Ltd and Beach Energy (Perth Basin) Pty Limited — Waitsia Joint Venture — Domestic Gas Commitment for the Waitsia Gas Project (23 December 2020).....	1505
Agreement between The State of Western Australia and Woodside Energy Scarborough Pty Ltd and BHP Petroleum (Australia) Pty Ltd — Domestic Gas Commitment for the Scarborough Project (23 November 2021).....	1506
Agreement between the State of Western Australia and Hon. M. McGowan Minister for State Development and Woodside Burrup Pty Ltd — Domestic Gas Commitment for the Pluto Acceleration Project (27 January 2021).....	1507
Agreement between the State of Western Australia and Woodside Burrup Pty Ltd and Woodside Energy Ltd — Additional Domestic Gas Commitment (Including Pluto Acceleration Project Offset) (27 January 2021)	1508

Local Laws —

Cat Act 2011 (Shire of Cuballing Cats Local Law 2022 G.G. 26/08/2022)	1509
Local Government Act 1995 (Shire of Carnarvon Public Places and Local Government Property Amendment Local Law 2021 G.G. 23/08/2022 and City of Canning Local Government Property and Public Places Amendment Local Law 2022 G.G. 26/08/2022)	1510

Plans —

Western Australian Planning Commission — Improvement Plan No. 56 (Malaga Station Precinct) (July 2022)	1511
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Regulations —

Housing Act 1980 (Housing Amendment Regulations 2022 G.G. 26/08/2022)	1512
Road Traffic (Authorisation to Drive) Act 2008 (Road Traffic (Authorisation to Drive) Amendment Regulations 2022 G.G. 26/08/2022 and Road Traffic (Authorisation to Drive) Amendment Regulations (No. 2) 2022 G.G. 26/08/2022)	1513
Road Traffic (Vehicles) Act 2012 (Road Traffic (Vehicles) Amendment Regulations (No. 4) 2022 G.G. 26/08/2022)	1514

Minister for Emergency Services*Annual Reports —*

Corruption and Crime Commission — Criminal Investigation (Covert Powers) Act 2012 — Australian Crime Commission (2021-22) (Date received 30/08/2022)	1515
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Regulations —

Bush Fires Act 1954 (Bush Fires Regulations Amendment Regulations 2022 G.G. 26/08/2022)	1516
Conservation and Land Management Act 1984 (Conservation and Land Management Amendment Regulations (No. 3) 2022 G.G. 26/08/2022)	1517

Parliamentary Secretary to the Attorney General*Regulations —*

Children's Court of Western Australia Act 1988; Magistrates Court Act 2004 (Attorney General Regulations Amendment (Fee Waiver) Regulations 2022 G.G. 26/08/2022)	1518
Restraining Orders Act 1997 (Restraining Orders Amendment Regulations 2022 G.G. 26/08/2022)	1519

5. Daylight Saving Bill 2022

Hon Wilson Tucker: To move on the next day of sitting —

That a Bill for "An Act to provide for daylight saving throughout the State, and for related purposes." be introduced and read a first time.

6. Select Committee into the adequacy of child development services and related programs delivered in Western Australia

Hon Donna Faragher, pursuant to Standing Order 62(a), amended Motion No. 10 to read as follows —

- (1) A Select Committee is established to examine child development services in Western Australia.
- (2) The Select Committee is to inquire into and report on —
 - (a) the critical importance of early access to child development services and the impact of delay to accessing these services on a child's overall development, health and wellbeing;
 - (b) the delivery of child development services in both metropolitan and regional Western Australia, including paediatric and allied health services;
 - (c) the role of specialist medical colleges, universities and other training bodies in establishing sufficient workforce pathways;
 - (d) opportunities to increase engagement in the primary care sector including improved collaboration across both government and non-government child development services including Aboriginal Community Controlled Organisations; and
 - (e) other government child development service models and programs operating outside of Western Australia and the applicability of those programs to the State.
- (3) The Select Committee is to report no later than 12 months after the motion is agreed to.
- (4) The Select Committee shall consist of three Members.

7. Bail Amendment Bill 2022

The Order of the Day having been read for the adjourned debate on the second reading of this Bill.

Debate ensued.

Question — put and passed.

Bill read a second time.

The President left the Chair.

In Committee

(Hon Steve Martin in the Chair)

Clause 1.

Debate ensued.

Clause agreed to.

Clauses 2 to 4 agreed to.

Clause 5.

Debate ensued.

Clause agreed to.

Clause 6.

Debate ensued.

Clause agreed to.

Clause 7 agreed to.

8. Questions Without Notice

Questions without notice were taken.

The Minister for Emergency Services representing the Minister for Environment tabled documents in relation to the Department of Biodiversity, Conservation and Attractions' management of threatened species and ecological communities a schedule of recovery plan reviews and recovery plan drafts since 2017, in response to a question without notice asked by Hon Tjorn Sibma. (Tabled Paper 1520).

The Parliamentary Secretary to the Attorney General tabled briefing notes from the Department of Justice relating to the review into Collie Courthouse 2022, in response to a question without notice asked by Hon Nick Goiran. (Tabled Paper 1521).

The Parliamentary Secretary to the Minister for Culture and the Arts, by leave, incorporated into *Hansard* information in relation to applications made by the Shen Yun Group to perform at His Majesty's Theatre since January 2021, in response to a question without notice asked by Hon Peter Collier.

9. Bail Amendment Bill 2022

Resumption of consideration of this Bill in Committee of the Whole House (*see item 7 above*).

The President left the Chair.

In Committee

(Hon Jackie Jarvis in the Chair)

Clause 8.

Debate ensued.

Clause agreed to.

Clause 9.

Debate ensued.

Clause agreed to.

Clause 10.

Debate ensued.

Clause agreed to.

Title agreed to.

The Deputy President resumed the Chair.

Bill reported without amendment.

Report adopted.

The Parliamentary Secretary to the Attorney General moved, That the Bill be read a third time.

The Deputy President announced that the Deputy Chair of Committees had certified that this was a true copy of the Bill as agreed to in Committee of the Whole House and reported.

Debate ensued.

Question — put and passed.

Bill read a third time and passed.

10. Casino Legislation Amendment (Burswood Casino) Bill 2022

The Order of the Day having been read for the adjourned debate on the second reading of this Bill. Debate ensued.

Question — put and passed.

Bill read a second time.

The Deputy President left the Chair.

In Committee

(Hon Martin Aldridge in the Chair)

Clause 1.

Debate ensued.

Clause agreed to.

Clauses 2 to 5 agreed to.

Clause 6.

Debate ensued.

Clause agreed to.

Clauses 7 to 11 agreed to.

Title agreed to.

The Acting President resumed the Chair.

Bill reported without amendment.

Report adopted.

Ordered — That the third reading of the Bill be made an Order of the Day for the next sitting.

11. Owner-Drivers (Contracts and Disputes) Amendment Bill 2022

The Acting President reported the receipt of Message No. 74 from the Legislative Assembly forwarding the Bill for concurrence.

The Leader of the House representing the Minister for Transport moved, That the Bill be read a first time.

Question — put and passed.

Bill read a first time.

The Leader of the House representing the Minister for Transport moved, That the Bill be read a second time.

The Leader of the House representing the Minister for Transport tabled an Explanatory Memorandum relating to the Bill. (Tabled Paper 1522).

Debate stands adjourned.

12. Civil Procedure (Representative Proceedings) Bill 2021

The Order of the Day having been read for the adjourned debate on the second reading of this Bill. Debate ensued.

On the motion of Hon Pierre Yang the debate was adjourned to the next sitting.

13. Order of Business

Ordered — That Members' Statements be taken forthwith. (Leader of the House).

14. Members' Statements

Statements were taken.

15. Adjournment

The Council adjourned at 9.45pm until Wednesday, 31 August 2022 at 1.00pm.

Members present during the day's proceedings

Attendance: Present all Members except Hon Klara Andric and Hon Kate Doust.

SAM HASTINGS

Clerk of the Legislative Council

HON ALANNA CLOHESY MLC

President of the Legislative Council