

# Minutes of Proceedings



## LEGISLATIVE COUNCIL

**THURSDAY, 1 SEPTEMBER 2022**

**10.00am**

### 1. Meeting of Council

The Council assembled at 10.00am pursuant to order.

The President, Hon Alanna Clohesy, took the Chair.

Prayers and an Acknowledgement of Country were read.

### 2. Papers

The following Papers were laid on the Table by —

#### Minister for Emergency Services

*Annual Reports —*

Police Force, Western Australia — Surveillance Devices Act 1998 (2021-22)

(Date received 31/08/2022)..... 1524

Witness Protection (Western Australia) (2021-22) (Date received 31/08/2022) ..... 1525

### 3. Innovation Booster Grant

Hon Dan Caddy: To move on the next day of sitting —

That this House notes the McGowan Government's commitment to foster innovation and grow entrepreneurship in Western Australia through the successful Innovation Booster Grant and by providing initial funding for start-ups and small businesses to commercialise their ideas and create jobs.

### 4. United Nations International Day of Rural Women

Hon Jackie Jarvis: To move on the next day of sitting —

That this House —

- (a) notes that 15 October 2022 is the United Nations International Day of Rural Women. A day when we recognise the contribution of rural women to the economic development of regional Western Australia as a vital labour force performing both paid and unpaid work; and
- (b) acknowledges the crucial role that women play in ensuring the sustainability of Western Australia's rural, regional, and remote communities and primary industries including mining, agricultural production, fishing, food security, land and natural resource management, and in building climate resilience.

## **5. Release of Umar Patek**

Non-Government Business No. 1 having been called, Hon Sophia Moermond moved, without notice —

That this House condemns the Indonesian Government in the strongest possible terms for the possible impending release of terrorist and murderer Umar Patek (Hisyam bin Ali Zein), the maker of the Bali bomb that killed 202 people, including 88 Australians, 16 of whom were from Western Australia.

Debate ensued.

*Motion lapsed.*

## **6. Decriminalisation of Cannabis**

Non-Government Business No. 2 having been called, Hon Sophia Moermond moved, without notice —

That this House notes that Western Australia has been waging an illegitimate war on cannabis that has cost the State billions of dollars, wrecked thousands of people's lives and contributed to burgeoning profits in what is a thriving criminal market, and —

- (a) recognises that over the past two years there has been growing acceptance by Australians that cannabis should be legalised;
- (b) calls on the McGowan Labor Government to immediately move to legalise cannabis for adult recreational use; and
- (c) urges the Western Australian Health Minister to work with her colleagues in the Australian Capital Territory to examine the success of the decriminalisation of cannabis in that jurisdiction, as well as examine the Barr Labor Government's current plans to decriminalise all illegal drugs, thus treating drug use as a health issue not a criminal one.

Debate ensued.

*Motion lapsed.*

## **7. Record Mental Health Funding**

Private Members' Business No. 1 having been called, Hon Klara Andric moved, without notice —

That this House commends the McGowan Labor Government for its commitment to delivering record mental health funding, particularly for children and young people.

Debate ensued.

*Motion lapsed.*

## **8. Statement by Acting President — Standing Order 169 — Meeting of the Select Committee into Child Development Services**

The Acting President made the following Statement —

As required by Standing Order 169, I advised that the President has granted permission to the Select Committee into Child Development Services to meet today at 4.15pm for 15 minutes.

## **9. Civil Procedure (Representative Proceedings) Bill 2021**

The Order of the Day for the further consideration of this Bill, in Committee of the Whole House, having been read.

The Acting President left the Chair.

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**In Committee**

(Hon Steve Martin in the Chair)

Clause 33.  
Debate resumed.  
Clause agreed to.  
Clauses 34 to 35 agreed to.  
Clause 36.  
Debate ensued.  
Clause agreed to.  
Clause 37 agreed to.  
Title agreed to.

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The Acting 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 Acting 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.  
Question — put and passed.  
Bill read a third time and passed.

**10. Mining Amendment Bill 2021**

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 Acting President left the Chair.

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**In Committee**

(Hon Jackie Jarvis in the Chair)

Clause 1.  
Debate ensued.

**11. Questions Without Notice**

Questions without notice were taken.  
The Leader of the House representing the Minister for Health tabled correspondence between the Minister for Health and the Federal Government regarding the cost of travel to access radiation oncology treatment and the establishment of a radiation therapy centre at Geraldton Health Campus, in response to a question without notice asked by Hon Martin Aldridge. (Tabled Paper 1527).

**12. 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 —

<b>31 August 2022 — Message No. 20</b>	<b>Act No.</b>
Conservation and Land Management Amendment Bill 2021	27 of 2022
Family Court Amendment Bill 2022	28 of 2022

**13. Paper**

The following Paper was laid on the Table by —

**President**

*Reports —*

Work of the Legislative Council in 2021..... 1526

**14. Mining Amendment Bill 2021**

Resumption of consideration of this Bill in Committee of the Whole House (*see item 10 above*).

The President left the Chair.

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**In Committee**

(Hon Peter Foster in the Chair)

Clause 1.

Debate resumed.

The Parliamentary Secretary to the Minister for Mines and Petroleum tabled correspondence between the Minister for Mines and Petroleum and a constituent regarding amendments to the *Mining Act 1978*. (Tabled Paper 1528).

Debate resumed.

*Interruption pursuant to order.*

—————  
The Acting President resumed the Chair.

The Deputy Chair of Committees reported that the Committee of the Whole House had considered the Bill, made progress, and seeks to sit again.

Ordered — That the Committee of the Whole House sit again.

**15. Matter of Privilege**

Hon Nick Goiran, pursuant to Standing Order 93, raised a matter of privilege in relation to an answer to a question without notice.

*Statement by President*

The President made the following Statement —

You have provided a very detailed amount of information in there, so I will take it under advisement, and I will report back to the House at my earliest convenience.

**16. Members' Statements**

Statements were taken.

**17. Adjournment**

Council adjourned at 5.57pm until Tuesday, 13 September 2022 at 2.00pm.

**Members present during the day's proceedings**

Attendance: Present all Members except Hon Alannah MacTiernan, Hon Ayor Makur Chuot and Hon Shelley Payne.

**SAM HASTINGS**

Clerk of the Legislative Council

**HON ALANNA CLOHESY MLC**

President of the Legislative Council