



## LEGISLATIVE COUNCIL

**WEDNESDAY, 15 NOVEMBER 2023**

**1.00pm**

### 1. Meeting of Council

The Council assembled at 1.00pm 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 —

#### Leader of the House

*Annual Reports —*

Australian Health Practitioner Regulation Agency (2022-23) (Date received 14/11/2023)	2822
National Health Practitioner Ombudsman and National Health Practitioner Privacy Commissioner (2022-23) (Date received 14/11/2023)	2823
Voluntary Assisted Dying Board Western Australia (2022-23) (Date received 15/11/2023)	2824

### 3. Government Budget Surplus

Hon Dr Steve Thomas, pursuant to Standing Order 62(a), amended Motion No. 15 to read as follows —

That this House —

(1) Notes that —

- (a) the *2023-24 Government Mid-year Financial Projections Statement*, also called the *Mid-year Review*, released in December 2023 has again shown that the Cook Labor Government has underestimated State revenue for this financial year, especially iron ore royalties revenue;
- (b) the latest figures are again predicting a multi-billion dollar surplus for Western Australia;
- (c) Western Australian residents and families continue to struggle with higher cost of livings while the Cook Labor Government continues to roll in and flaunt its wealth, which it owes to high international iron ore prices rather than their own financial management.

(2) Calls on the Cook Labor Government to urgently do more for struggling Western Australian residents and families.

#### 4. **Sports and Entertainment Trust Bill 2023**

The Leader of the House moved, without notice —

That the Order of the Day for the *Sports and Entertainment Trust Bill 2023* be discharged and the Bill be referred to the Standing Committee on Legislation for consideration and report not later than 14 March 2024.

Debate ensued.

Question — put and passed.

#### 5. **State Government COVID-19 Policies**

Motion No. 14 having been called, Hon Ben Dawkins, pursuant to notice, moved —

That the Legislative Council acknowledges that some Western Australians were adversely affected by some State Government COVID-19 policies.

Debate ensued.

Hon Ben Dawkins, by leave, tabled a page from the Department of Health and Aged Care's website regarding COVID-19 vaccines and cardiac inflammation. (Tabled Paper 2825).

Debate resumed.

Hon Ben Dawkins, by leave, tabled a page from the Department of Health and Aged Care's website regarding the reduction in threshold of no fault COVID-19 Vaccine Claims Scheme. (Tabled Paper 2826).

Debate resumed.

The Minister for Emergency Services moved, without notice —

To insert after "COVID-19 policies" —

and notes the findings of the review of Western Australia's COVID-19 Management and Response found that Western Australia's successful management of the pandemic led to excellent health, economic and social outcomes for the population as a whole.

Debate ensued.

Amendment — put and passed.

Debate resumed on the motion, as amended.

Motion, as amended — put and passed.

#### 6. **Consideration of Committee Reports**

Pursuant to order for the consideration of Committee Reports.

##### **In Committee**

(Hon Stephen Pratt in the Chair)

**Joint Standing Committee on the Corruption and Crime Commission — Report 9 — A Need for Clarity — Parliamentary Inspector's report: Can the Corruption and Crime Commission decline to form an opinion that serious misconduct has occurred despite the definition being met?**

Debate resumed on the motion of Hon Dr Steve Thomas, That the Report be noted.

Debate interrupted and postponed pursuant to SO 110(2A).

**Joint Standing Committee on the Commissioner for Children and Young People — Report 5 — Report Review 2022: Examination of selected reports by the Commissioner for Children and Young People**

Hon Ayor Makur Chuot moved, That the Report be noted.

Debate ensued.

*Interruption pursuant to order.*

The Deputy President resumed the Chair.

The Deputy Chair of Committees reported that the Committee of the Whole House had considered the —

- (1) Joint Standing Committee on the Corruption and Crime Commission — Report 9 — *A Need for Clarity — Parliamentary Inspector's report: Can the Corruption and Crime Commission decline to form an opinion that serious misconduct has occurred despite the definition being met?*, made progress, and postponed further consideration until the next sitting.
- (2) Joint Standing Committee on the Commissioner for Children and Young People — Report 5 — *Report Review 2022: Examination of selected reports by the Commissioner for Children and Young People*, made progress, and seeks to sit again.

Report adopted.

**7. Order of Business**

Ordered — That Order of the Day No. 1, *City of Gosnells Bush Fire Brigade Local Law 2023 — Disallowance*, be taken after Order of the Day No. 4, *School Education Amendment Bill 2023*. (Leader of the House).

**8. Electoral Amendment (Finance and Other Matters) Bill 2023**

The Order of the Day having been read for the consideration of the Committee's report upon this Bill.

The Parliamentary Secretary to the Minister for Electoral Affairs moved, That the report be adopted.

Question — put and passed.

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

**9. Main Roads Amendment Bill 2023**

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

**10. Questions Without Notice**

Questions without notice were taken.

The Minister for Emergency Services representing the Minister for Police, by leave, incorporated into *Hansard* a response to a question without notice asked by Hon Peter Collier.

The Parliamentary Secretary to the Minister for Environment tabled a response to a question without notice asked by Hon Dr Brad Pettitt. (Tabled Paper 2827).

The Parliamentary Secretary to the Minister for Environment, by leave, incorporated into *Hansard* a response to a question without notice asked by Hon Dr Steve Thomas.

The Leader of the House representing the Minister for Health tabled a response to question on notice 1612 asked by Hon Martin Aldridge. (Tabled Paper 2828).

The Minister for Emergency Services, by leave, incorporated into *Hansard* a response to a question without notice asked by Hon Neil Thomson.

**11. Main Roads Amendment Bill 2023**

Debate resumed on the second reading of this Bill (*see item 9 above*).

Question — put and passed.

Bill read a second time.

The Acting President left the Chair.

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**In Committee**

(Hon Dr Sally Talbot 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 agreed to.

Clause 7.

Debate ensued.

Clause agreed to.

Clause 8.

Debate ensued.

Clause agreed to.

Clauses 9 to 16 agreed to.

Clause 17.

Debate ensued.

Clause agreed to.

Clause 18 agreed to.

Clause 19.

Debate ensued.

Clause agreed to.

Clauses 20 to 22 agreed to.

Clause 23.

Debate ensued.

Clause agreed to.

Clause 24 agreed to.

Clause 25.

Debate ensued.

Clause agreed to.

Clause 26.

Debate ensued.

Clause agreed to.

Clauses 27 to 36 agreed to.

Clause 37.

Debate ensued.  
 Clause agreed to.  
 Clauses 38 and 39 agreed to.  
 Clause 40.  
 Debate ensued.  
 Clause agreed to.  
 Clauses 41 to 44 agreed to.  
 Title agreed to.

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The Acting President resumed the Chair.

Bill reported without amendment.

Report adopted.

The Minister for Emergency Services representing the Minister for Transport 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.

## **12. Duties Amendment (Off-the-Plan Concession and Foreign Persons Exemptions) Bill 2023**

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

Debate ensued.

*Interruption pursuant to order.*

## **13. Members' Statements**

Statements were taken.

## **14. Mining Amendment Bill 2023**

The following Message from the Legislative Assembly was reported —

Honourable President

Message No. 132

The Legislative Assembly acquaints the Legislative Council that it has agreed to the *Mining Amendment Bill 2023* without amendment.

Ms. A. E. Kent

Acting Speaker

Legislative Assembly Chamber

Perth, 15 November 2023

**15. Adjournment**

The Council adjourned at 6.53pm until Thursday, 16 November 2023 at 10.00am.

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

Attendance: Present all Members except Hon Sandra Carr, Hon Donna Faragher, Hon Lorna Harper, Hon Sophia Moermond and Hon Rosetta Sahanna.

**SAM HASTINGS**

Clerk of the Legislative Council

**HON ALANNA CLOHESY MLC**

President of the Legislative Council