



LEGISLATIVE COUNCIL

THURSDAY, 16 NOVEMBER 2023

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. Petition

Hon Colin de Grussa presented a petition from 105 petitioners requesting the Legislative Council to request that the State Government extend their consultation period regarding the proposed firearms reforms from one month to three. (Tabled Paper 2832).

3. Papers

The following Papers were laid on the Table by —

President

Reports —

Commissioner for Children and Young People — Stand Up, Be Heard
(November 2023)2829

Commissioner for Children and Young People—The health and wellbeing of
children and young people with disability and complex needs — Insights
from the Speaking Out Survey 2021 (November 2023).....2830

Leader of the House

Annual Reports —

Architects Board of Western Australia (2022-23) (Date received 15/11/2023)2831

4. Joint Standing Committee on Delegated Legislation — Report 4 — City of Gosnells Bush Fire Brigade Local Law 2023

Hon Lorna Harper presented Report 4 of the Joint Standing Committee on Delegated Legislation, *City of Gosnells Bush Fire Brigade Local Law 2023*. (Tabled Paper 2833).

5. Joint Standing Committee on the Commissioner for Children and Young People — Report 7 — Annual Report 2022-23

Hon Neil Thomson presented Report 7 of the Joint Standing Committee on the Commissioner for Children and Young People, *Annual Report 2022-23*. (Tabled Paper 2834).

6. City of Vincent Parking Local Law 2023 — Disallowance

Hon Lorna Harper: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *City of Vincent Parking Local Law 2023* published in the *Gazette* on 11 September 2023 and tabled in the Legislative Council on 19 September 2023 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled Paper 2509)

7. Clean Energy Future

Hon Shelley Payne: To move on the next day of sitting —

That the Legislative Council commend the Cook Government for continuing to support the Western Australian mining industry to explore for the critical minerals essential to a clean energy future.

8. Western Australia's Public Health System

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

That this House —

- (a) acknowledges the invaluable contributions of frontline healthcare workers, healthcare providers and non-government organisations in safeguarding the health of all Western Australians;
- (b) recognises the critical state of Western Australia's public health system, including record ambulance ramping, low staff morale, staff burnout, and numerous devastating and preventable incidents in our hospitals;
- (c) expresses deep concern at the State Government's dismissal of clinician objections regarding the safety of patients arising from the relocation of the Women and Babies Hospital; and
- (d) calls for urgent action to address regional health concerns including ongoing delays and budget cuts to health projects and the need for improvements to the Patient Assisted Transport Scheme.

Debate ensued.

Motion lapsed.

9. Pridefest 2023

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

That the Legislative Council —

- (a) joins with the community in celebrating Pridefest 2023;
- (b) acknowledges the positive messaging these types of events send, particularly to our youth; and
- (c) commits to achieving equality for all our constituents.

Debate ensued.

Motion lapsed.

10. 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. 2, *School Education Amendment Bill 2023*. (Leader of the House).

11. Electoral Amendment (Finance and Other Matters) Bill 2023

The Order of the Day having been read for the third reading of this Bill.

The Parliamentary Secretary to the Minister for Electoral Affairs 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.

Debate ensued.

Question — put.

The Council divided.

Ayes (20)

Hon Klara Andric
Hon Dan Caddy
Hon Sandra Carr
Hon Stephen Dawson
Hon Kate Doust
Hon Sue Ellery
Hon Lorna Harper
Hon Jackie Jarvis
Hon Ayor Makur Chuot
Hon Shelley Payne

Hon Dr Brad Pettitt
Hon Stephen Pratt
Hon Martin Pritchard
Hon Samantha Rowe
Hon Matthew Swinbourn
Hon Wilson Tucker
Hon Dr Brian Walker
Hon Darren West
Hon Pierre Yang
Hon Peter Foster (*Teller*)

Noes (7)

Hon Martin Aldridge
Hon Peter Collier
Hon Louise Kingston
Hon Steve Martin

Hon Tjorn Sibma
Hon Dr Steve Thomas
Hon Colin de Grussa (*Teller*)

Question thus passed.

Bill read a third time and passed.

12. Reserves Bill 2023

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.

Leave was granted to proceed forthwith to the third reading.

The Minister for Agriculture and Food representing the Minister for Lands moved, That the Bill be read a third time.

Debate ensued.

Question — put and passed.

Bill read a third time and passed.

13. 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 resumed.

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.

The Minister for Finance tabled a document in relation to pre-construction rebates between October 2019 and October 2023 from the Department of Treasury. (Tabled Paper 2835).

Debate resumed.

Clause agreed to.

Clauses 2 to 9 agreed to.

Title agreed to.

The Acting President resumed the Chair.

Bill reported without amendment.

Report adopted.

The Minister for Finance 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.

Debate ensued.

Question — put and passed.

Bill read a third time and passed.

14. Western Australian Marine Amendment Bill 2023

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

15. 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 Colin de Grussa.

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, by leave, incorporated into *Hansard* a response to a question without notice asked by Hon Martin Aldridge.

The Minister for Agriculture and Food representing the Minister for Housing, by leave, incorporated into *Hansard* a response to a question without notice asked by Hon Wilson Tucker.

16. Western Australian Marine Amendment Bill 2023

Debate resumed on the second reading of this Bill (*see item 14 above*).

Interruption pursuant to order.

17. Members' Statements

Statements were taken.

The Deputy President made the following Statement —

I want to respond to a number of matters raised by Hon Nick Goiran.

One was that Hon Nick Goiran sought some advice in relation to the tabling of answers during question time. There are obviously clear Standing Orders in relation to the tabling of papers, but he asked a broader question around conventions.

For that reason, I will ask the President to consider the issues the Member has raised and to report to the House as the President sees fit.

Hon Nick Goiran also raised an issue with respect to an answer he received in question time today. There is a fine but clear line between taking issue with an answer that has been provided and making a claim that a Member has misled the House.

If it is the latter, the Member should rise under Standing Order 93, which relates to matters of privilege, and formally refer the matter to the President for consideration.

18. Electricity Industry Amendment (Alternative Electricity Services) Bill 2023

The Deputy President reported the receipt of Message No. 133 from the Legislative Assembly forwarding the Bill for concurrence.

The Parliamentary Secretary to the Minister for Energy moved, That the Bill be read a first time.

Question — put and passed.

Bill read a first time.

The Parliamentary Secretary to the Minister for Emergency Services moved, That the Bill be read a second time.

The Parliamentary Secretary to the Minister for Energy tabled an Explanatory Memorandum relating to the Bill. (Tabled Paper 2863).

Debate stands adjourned.

19. Adjournment

The Council adjourned at 6.02pm until Tuesday, 28 November 2023 at 1.00pm.

Members present during the day's proceedings

Attendance: Present all Members except Hon Ben Dawkins, Hon Donna Faragher, Hon Sophia Moermond, Hon Rosetta Sahanna and Hon Dr Sally Talbot.

SAM HASTINGS

Clerk of the Legislative Council

HON ALANNA CLOHESY MLC

President of the Legislative Council