

LEGISLATIVE COUNCIL

MINUTES OF PROCEEDINGS

No. 184

TUESDAY, 17 MARCH 2020

1. Meeting of Council

The Council assembled at 2.00pm pursuant to order.

The President, Hon Kate Doust, took the Chair.

Prayers and an Acknowledgement of Country were read.

2. Statement by President — COVID-19 — Parliament of Western Australia

The President made the following Statement —

Members, you should have received a statement from both Presiding Officers via email yesterday. It is in relation to COVID-19. It states —

COVID-19: Statement by the Presiding Officers of the Parliament of Western Australia
Following the declaration of a state of emergency in Western Australia in response to COVID-19 we are resolved that our Parliament, insofar as possible, should continue to fulfil its important constitutional duties of passing legislation, holding Government to account and, crucially, representing the views of the people of Western Australia.

In order to preserve the operation of Parliament, we have taken temporary, proportionate and reasonable measures to reduce the risk of transmission of the virus to protect staff, Members and those that attend the Parliament. In doing so we are protecting the health and safety of the broader community. From Tuesday, 17 March 2020 cancellation of the following services will be implemented:

- school and public tours
- all functions and events hosted at Parliament House
- Dining Room Bookings with guests

Additionally, applications to hold a rally at Parliament House will not be approved.

Whilst the Public Galleries of both Houses will remain open, the number of people permitted entry will be limited to a maximum of 10 at any one time. Western Australians are encouraged to watch live proceedings via broadcast and read transcripts of what was said in Parliament on our website (www.parliament.wa.gov.au.)

Members of Parliament and essential staff will continue to access Parliament House to facilitate Parliamentary sittings. In the interests of openness and transparency, accredited journalists will continue to have access to the Parliament and report on proceedings.

We wish to reassure Western Australians that we are monitoring this situation closely. Our response will continue to be informed by the expert advice we are receiving from health authorities.

We will keep the community informed of any developments as this situation continues to evolve. These temporary measures will be kept under review and the Heads of the Parliamentary Departments are briefing us on a daily basis.

If you require any further information, please contact Mr Rob Hunter.

For your information, attached to this document I am tabling is a summary of some of those changes that have been put into place as of today.

The President tabled a summary of changes in relation to access to Parliament House. (Tabled Paper 3680).

3. Statement by President — COVID-19 — Parliamentary IT Consultative Group

The President made the following Statement —

Tomorrow morning the parliamentary IT consultative group, which consists of four Members in total from both Chambers and me, will be meeting with the Department of the Premier and Cabinet IT group to discuss how we can potentially manage any staffing issues if staff from Members' electorate offices might be required to work away from the electorate office and in their home. Today, we are asking Members to provide some information back to the group so we can discuss appropriately with the Department what the needs of Members and their staff are. There are three questions that we are asking you to complete. I ask Hon Martin Aldridge and Hon Laurie Graham if they will collect those surveys from you by the end of today so that we can use that information at the meeting tomorrow. You will have a copy of that piece of correspondence and survey on your desk in front of you today.

4. Statement by President — Joint Standing Committee on the Corruption and Crime Commission — Inquiry into Public Sector Procurement of Goods and Services and Its Vulnerability to Corrupt Practice — Extension of Reporting Time

The President made the following Statement —

I have received a letter from the Joint Standing Committee on the Corruption and Crime Commission, which states —

Dear Madam President

Inquiry report tabling date

The Joint Standing Committee on the Corruption and Crime Commission has resolved to amend the date for the tabling of a report on its inquiry into public sector procurement of goods and services and its vulnerability to corrupt practice.

The Committee will now report on the inquiry by Thursday, 2 April 2020.

Yours sincerely

Ms M.M Quirk, MLA

Chair

5. Ministerial Statement — COVID-19 — Education Sector

The Minister for Education and Training made a Ministerial Statement with respect to an update on COVID-19 and the response from the education sector.

6. Papers

The following Papers were laid on the Table by —

Leader of the House

Annual Reports —

Central Regional TAFE (2019) (Date received 17/03/2020) 3672

University of Western Australia (2019) (Date received 17/03/2020) 3673

Local Laws —

Cat Act 2011 (Shire of Coolgardie Cats Local Law 2019 G.G. 12/03/2020) 3674

Cemeteries Act 1986 (Shire of Coolgardie Cemeteries Local Law 2019 G.G. 12/03/2020)..... 3675

Dog Act 1976 (Shire of Coolgardie Dogs Local Law 2019 G.G. 12/03/2020)..... 3676

Local Government Act 1995 (Shire of Coolgardie Bush Fire Brigades Local	
Law 2019 G.G. 12/03/2020, Shire of Coolgardie Fencing Amendment Local	
Law 2019 G.G. 12/03/2020, Shire of Coolgardie Meeting Procedures Local	
Law 2019 G.G. 12/03/2020, Shire of Coolgardie Parking Local	
Law 2019 G.G. 12/03/2020, Shire of Coolgardie Public Places and Local Government Property	
Local Law 2019 G.G. 12/03/2020, Shire of Coolgardie Repeal Local	
Law 2019 G.G. 12/03/2020 and Shire of Waroona Meeting Procedures Local	
Law 2020 G.G. 10/03/2020).....	3677

Plans —

Western Australian Government Pandemic Plan (March 2020)	3678
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Minister for Environment

Proposals —

Land Administration Act 1997 — Submission No. 1/2020 — Excision from Class A Reserve No. 22204 for road dedication on the corner of Pinjarra Road and Coolibah Avenue in the City of Mandurah	3679
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7. Climate Change and Greenhouse Gas Emissions Reduction Bill 2020

Hon Tim Clifford: To move on the next day of sitting —

That a Bill for “An Act to provide for —

- targets for the reduction of greenhouse gas emissions and the increase in renewable energy generation; and
 - a climate change strategy and other measures that address climate change; and
 - the establishment of the Climate Change Council,
- and for related purposes.” be introduced and read a first time.

8. Western Australian Future Fund Amendment (Future Health Research and Innovation Fund) Bill 2019

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

Debate resumed.

9. Questions Without Notice

Questions without notice were taken.

The Parliamentary Secretary to the Minister for Health tabled documents in relation to the Karratha Health Campus staffing levels and guidelines for self-isolation of staff if exposed to COVID-19, in response to a question without notice asked by Hon Jacqui Boydell. (Tabled Paper 3681).

The Parliamentary Secretary to the Minister for Health, by leave, incorporated into *Hansard* information in relation to waiting times for a child to access ear, nose and throat surgery at Western Australian hospitals as at 31 December 2019, in response to a question without notice asked by Hon Simon O’Brien.

The Minister for Environment tabled documents in relation to Department of Water and Environmental Regulation, mapping dust plumes at Port Hedland using a light detection and ranging active remote sensing system (LiDAR) (February 2018), in response to a question without notice asked by Hon Jim Chown. (Tabled Paper 3682).

The Minister for Education and Training, by leave, incorporated into *Hansard* information in relation to school and student attendance at camp schools for 2019, in response to question without notice 198 asked by Hon Colin de Grussa.

The Minister for Environment representing the Minister for Energy tabled documents in relation to Western Power Workplace Risk Assessment Plan for Total Fire Ban, in response to question on notice 2773 asked by Hon Martin Aldridge. (Tabled Paper 3683).

The Minister for Environment tabled the Christmas Creek water management scheme and vegetation health monitoring management plan, in response to question on notice 2796 asked by Hon Robin Chapple. (Tabled Paper 3684).

The Minister for Environment tabled a report entitled *Fortescue Metals Group Cloudbreak Mine Operations — Compliance Assessment Report (2015)*, in response to question on notice 2797 asked by Hon Robin Chapple. (Tabled Paper 3685).

The Minister for Environment tabled a plan, *Fortescue Metals Group Cloudbreak Mine Operations — Vegetation Health Monitoring and Management Plan (March 2013)*, in response to question on notice 2798 asked by Hon Robin Chapple. (Tabled Paper 3686).

The Parliamentary Secretary to the Minister for Regional Development tabled documents in relation to details of the Minister's visit to the Agricultural Region on 16 and 17 January 2020, in response to question on notice 2763 asked by Hon Martin Aldridge. (Tabled Paper 3687).

10. Western Australian Future Fund Amendment (Future Health Research and Innovation Fund) Bill 2019

Debate resumed on the second reading of this Bill (*see item 8 above*).

Statement by Acting President

The Acting President made the following Statement —

Honourable Members, before I put the question, the second reading of this Bill requires an absolute majority, pursuant to section 10 of the *Western Australian Future Fund Act 2012*. If there is a dissentient voice when I put the question on the second reading, I will divide the House. I have satisfied myself that an absolute majority is present.

The Bill requiring the concurrence of an absolute majority.

Question — put.

There being a dissentient voice the President ordered the Council to divide.

Ayes (25)

Hon Ken Baston
Hon Robin Chapple
Hon Jim Chown
Hon Tim Clifford
Hon Alanna Clohesy
Hon Peter Collier
Hon Sue Ellery
Hon Diane Evers
Hon Donna Faragher
Hon Adele Farina
Hon Nick Goiran
Hon Kyle McGinn
Hon Michael Mischin

Hon Martin Pritchard
Hon Samantha Rowe
Hon Robin Scott
Hon Tjorn Sibma
Hon Charles Smith
Hon Matthew Swinbourn
Hon Dr Sally Talbot
Hon Dr Steve Thomas
Hon Colin Tincknell
Hon Darren West
Hon Alison Xamon
Hon Laurie Graham (*Teller*)

Noes (4)

Hon Jacqui Boydell
Hon Colin de Grussa

Hon Colin Holt
Hon Martin Aldridge (*Teller*)

The concurrence of an absolute majority of the whole number of Members being met, Question thus passed.

Bill read a second time.

Ordered — That consideration of the Bill, in Committee of the Whole House, be made an Order of the Day for a later stage at this day's sitting.

11. Supply Bill 2020

The Acting President reported the receipt of Message No. 162 from the Legislative Assembly forwarding the Bill for concurrence.

The Leader of the House on behalf of the Minister for Environment representing the Treasurer moved, That the Bill be read a first time.

Question — put and passed.

Bill read a first time.

The Leader of the House on behalf of the Minister for Environment representing the Treasurer moved, That the Bill be read a second time.

The Leader of the House on behalf of the Minister for Environment representing the Treasurer tabled an Explanatory Memorandum relating to the Bill. (Tabled Paper 3688).

Ordered — That the second reading of the Bill be made an Order of the Day for the next day's sitting.

Debate stands adjourned.

12. Order of Business

Ordered — That Order of the Day No. 24, *Western Australian Future Fund Amendment (Future Health Research and Innovation Fund) Bill 2019*, be taken forthwith. (Leader of the House).

13. Western Australian Future Fund Amendment (Future Health Research and Innovation Fund) Bill 2019

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

The Acting President left the Chair.

In Committee

(Hon Robin Chapple in the Chair)

Clause 1.

Debate ensued.

The Parliamentary Secretary to the Minister for Health moved, That the Deputy Chair report progress and seek to sit again.

Question — put and passed.

The 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.

14. Members' Statements

Statements were taken.

15. Family Court Amendment Bill 2019

The President reported the receipt of Message No. 160 from the Legislative Assembly forwarding the Bill for concurrence.

The Leader of the House representing the Attorney General 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 Attorney General moved, That the Bill be read a second time.

The Leader of the House representing the Attorney General tabled an Explanatory Memorandum relating to the Bill. (Tabled Paper No. 3689).

Debate stands adjourned.

16. Petroleum Products Pricing Amendment Bill 2019

The following Message from the Legislative Assembly was reported —

Madam President

Message No. 163

The Legislative Assembly acquaints the Legislative Council that it has agreed to the amendment made by the Legislative Council in the *Petroleum Products Pricing Amendment Bill 2019*.

Ms L. Mettam

Acting Speaker

Legislative Assembly Chamber

Perth, 17 March 2020

17. Adjournment

The Council adjourned at 10.10pm until Wednesday, 18 March 2020 at 1.00pm.

Members present during the day's proceedings

Attendance: Present all Members except Hon Alannah MacTiernan, Hon Rick Mazza, Hon Aaron Stonehouse and Hon Pierre Yang.

NIGEL PRATT

Clerk of the Legislative Council

HON KATE DOUST MLC

President of the Legislative Council