

**WESTERN AUSTRALIAN JOBS BILL 2017**

*Committee*

Resumed from 5 December. The Deputy Chair of Committees (Hon Martin Aldridge) in the chair; Hon Alannah MacTiernan (Minister for Regional Development) in charge of the bill.

**Postponed clause 15: Exemption from s. 12(1) —**

The clause was postponed on 5 December after it had been partly considered.

**Hon PETER COLLIER:** Before we start, I know we are recommitting clause 15, but yesterday the minister gave an undertaking to provide a list of organisations that were not captured under clause 3. I wonder whether the minister has that list and can table it first.

**Hon ALANNAH MacTIERNAN:** Yes, I undertook to get a list of all agencies that are included in this bill under the Financial Management Act because the member will recall that part of the issue was about which government trading entities and non-trading entities might be included by virtue of that act. We have a comprehensive list of those entities, including those that are included in the bill as government trading entities, and a short list of bodies that are not captured by the bill. That includes entities such as the Conservation and Parks Commission, the Independent Market Operator, the Salaries and Allowances Tribunal, the Teacher Registration Board of Western Australia and the Veterinary Surgeons Board of Western Australia. I seek leave to table this four-page document that gives further information on what agencies are included.

Leave granted. [See paper 981.]

**Hon MICHAEL MISCHIN:** Regarding that list, one of my questions was whether any government trading enterprises were not captured under the bill's definitions. I trust that there is a list or some advice on whether any government trading enterprises, within the statutory meaning of the term, are not embraced under the legislation.

**Hon ALANNAH MacTIERNAN:** The document that I have just tabled includes all the agencies, trading or otherwise, that we believe are not captured by the bill. That includes the list of entities that I just outlined. To our knowledge, they are the only authorities and bodies that are not captured by the bill.

**Hon COLIN HOLT:** Yesterday, we left clause 15 with the minister going to seek some assurances from the Premier, who has carriage of the bill, about including some of the requirements about exemptions in the annual reporting system. I wonder what the minister can report to the house.

**Hon ALANNAH MacTIERNAN:** I thank the member for raising this issue. I am pleased to say that this morning I received this letter from the Premier. It reads —

In refer to the query raised in the Legislative Council on 5 December 2017 regarding clause 15 of the Western Australian Jobs Bill 2017. I acknowledge the concerns raised by the Hon. Colin Holt MLC in regards to the proposed manner in which exemptions are to be published.

I commit to including all exemptions provided by the Minister under clause 15 in the report to Parliament which is required under clause 19 of the Bill.

I would be pleased for you to table this letter.

**The DEPUTY CHAIR (Hon Martin Aldridge):** Minister, are you intending to table that letter?

**Hon ALANNAH MacTIERNAN:** Yes. I seek leave. Do I need leave?

**The DEPUTY CHAIR:** No. That document is tabled.

[See paper 982.]

**Hon COLIN HOLT:** I thank the minister and the Premier for that commitment. I do not have a copy of the letter just yet, but it refers to the minister's exemptions. I wonder whether that extends to the delegation in clause 16 who can also allow exemptions. Will that also be reported annually?

**Hon ALANNAH MacTIERNAN:** Yes. All the exemptions made under delegation are nevertheless still the minister's exemptions. Although it might be delegated, nevertheless the buck stops with the minister and so it will include all the exemptions made under that provision.

**Hon COLIN HOLT:** I appreciate that and I think it is important to get that clarification so that everyone knows what the expectation is. Given that, I have a proposed amendment on the supplementary notice paper that I withdraw. I did not move it in the first place so I probably do not need to, but I appreciate the work and response from the minister.

**Postponed clause put and passed.**

**Title put and passed.**

*Report*

Bill reported, without amendment, and the report adopted.

**Extract from *Hansard***

[COUNCIL — Wednesday, 6 December 2017]

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Hon Peter Collier; Hon Alannah MacTiernan; Hon Michael Mischin; Hon Colin Holt

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*Third Reading*

Bill read a third time, on motion by **Hon Alannah MacTiernan (Minister for Regional Development)**, and passed.