

WESTERN AUSTRALIA  
**LEGISLATIVE COUNCIL**  
**MINUTES OF PROCEEDINGS**  
**No. 28**  
**THURSDAY, 14 SEPTEMBER 2017**

**1. Meeting of Council**

The Council assembled at 10.00am pursuant to order.

The President, Hon Kate Doust, took the Chair and read prayers.

**2. Petitions**

Hon Diane Evers presented a petition from 3,048 petitioners requesting the Legislative Council to oppose the proposed logging of Barrabup 03 coupe in Nannup. (Tabled Paper 564).

Hon Pierre Yang presented a petition from 537 petitioners requesting the Legislative Council to recommend assistance, financial or otherwise, for local small business owners affected by works around the Mends Street shopping precinct in South Perth. (Tabled Paper 565).

**3. Ministerial Statement — Financial Counselling for Rural Small Business**

The Minister for Regional Development made a Ministerial Statement with respect to financial counselling for rural small businesses affected by low rainfall.

**4. Ministerial Statement — R U OK? Day**

The Parliamentary Secretary to the Minister for Health made a Ministerial Statement with respect to R U OK? Day.

**5. Papers**

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## **6. Joint Standing Committee on the Corruption and Crime Commission — Report No. 1 — The efficiency and timeliness of the current appointment process for Commissioners and Parliamentary Inspectors of the CCC**

Hon Jim Chown presented Report No. 1 of the Joint Standing Committee on the Corruption and Crime Commission, *The efficiency and timeliness of the current appointment process for Commissioners and Parliamentary Inspectors of the CCC*. (Tabled Paper 566).

## **7. Joint Standing Committee on the Corruption and Crime Commission — Report No. 2 — The ability of the Corruption and Crime Commission to charge and prosecute**

Hon Jim Chown presented Report No. 2 of the Joint Standing Committee on the Corruption and Crime Commission, *The ability of the Corruption and Crime Commission to charge and prosecute*. (Tabled Paper 567).

## **8. Joint Standing Committee on the Corruption and Crime Commission — Report No. 3 — Annual Report (2016-17)**

Hon Jim Chown presented Report No. 3 of the Joint Standing Committee on the Corruption and Crime Commission, *Annual Report (2016-17)*. (Tabled Paper 568).

## **9. Joint Standing Committee on Delegated Legislation — Report No. 1 — Observations arising from the Committee review of the City of Joondalup Local Government and Public Property Amendment Local Law 2015**

Hon Robin Chapple presented Report No. 1 of the Joint Standing Committee on Delegated Legislation, *Observations arising from the Committee review of the City of Joondalup Local Government and Public Property Amendment Local Law 2015*. (Tabled Paper 569).

**10. Joint Standing Committee on Delegated Legislation — Report No. 2 — Town of Cambridge Local Government and Public Property Local Law 2016**

Hon Robin Chapple presented Report No. 2 of the Joint Standing Committee on Delegated Legislation, *Town of Cambridge Local Government and Public Property Local Law 2016*. (Tabled Paper 570).

**11. Commerce Regulations Amendment (Fees and Charges) Regulation 2017 — Disallowance**

Hon Robin Chapple: To move on the next day of sitting —

That the *Commerce Regulations Amendment (Fees and Charges) Regulations 2017* published in the *Gazette* on 27 June 2017 and tabled in the Legislative Council on 27 June 2017 under the *Architects Act 2004*; *Auction Sales Act 1973*; *Building Act 2011*; *Building Services (Complaint Resolution and Administration) Act 2011*; *Building Services (Registration) Act 2011*; *Construction Contracts Act 2004*; *Co-operatives Act 2009*; *Debt Collectors Licensing Act 1964*; *Electricity Act 1945*; *Employment Agents Act 1976*; *Gas Standards Act 1972*; *Land Valuers Licensing Act 1978*; *Motor Vehicle Dealers Act 1973*; *Motor Vehicle Repairers Act 2003*; *Occupational Safety and Health Act 1984*; *Plumbers Licensing Act 1995*; *Real Estate and Business Agents Act 1978*; *Residential Tenancies Act 1987*; and the *Settlement Agents Act 1981*, be and are hereby disallowed. (Tabled Paper 312)

**12. Shire of Woodanilling Animals, Environment and Nuisance Local Law 2017 — Disallowance**

Hon Robin Chapple: To move on the next day of sitting —

That the *Shire of Woodanilling Animals, Environment and Nuisance Local Law 2017* published in the *Gazette* on 21 June 2017 and tabled in the Legislative Council on 27 June 2017 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled Paper 299).

**13. Misuse of Public Funds**

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

The House expresses its disquiet and disappointment at the McGowan Labor Government's misuse of public funds for projects calculated to favour specific electorates and interest groups for political advantage.

Debate ensued.

Hon Michael Mischin, by leave, tabled documents relating to State Government grants provided to the local community. (Tabled Paper 571).

Debate resumed.

*Motion lapsed.*

**14. Homelessness in Western Australia**

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

That this House notes with concern the plight of homeless people in Western Australia and supports the efforts being made by the Government and Non-Government sectors to address homelessness in Western Australia.

Debate ensued.

*Motion lapsed.*

**15. Order of Business**

Ordered — That Orders of the Day Nos 1, *Road Traffic Regulations Amendment (Pilot Vehicle Drivers) Regulations 2016 — Disallowance*, 2, *Town of Cambridge Local Government and Public Property Local Law 2016 — Disallowance*, 5, *Shire of Bruce Rock Animals, Environment and Nuisance Local Law 2016 — Disallowance*, 6, *Shire of Kulin Animals, Environment and Nuisance Local Law 2016 — Disallowance*, 9, *Shire of Lake Grace Animals, Environment and Nuisance Local Law 2016 — Disallowance*, 10, *City of Busselton Waste Local Law 2016 — Disallowance*, 11, *Legal Profession (Law Library Fees) Rules 2017 — Disallowance*, 12, *Shire of Narambeen Animals, Environment and Nuisance Local Law 2016 — Disallowance*, 13, *Shire of Kondinin Animals, Environment and Nuisance*

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**16. Town of Cambridge Private Property Local Law 2016 — Disallowance — Discharge from Notice Paper**

The Order of the Day having been called, Hon Robin Chapple moved, without notice —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, Order of the Day No. 3, *Town of Cambridge Private Property Local Law 2016 — Disallowance*, be discharged from the Notice Paper.

Question — put and passed.

**17. Town of Cambridge Waste Local Law 2016 — Disallowance — Discharge from Notice Paper**

The Order of the Day having been called, Hon Robin Chapple moved, without notice —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, Order of the Day No. 4, *Town of Cambridge Waste Local Law 2016 — Disallowance*, be discharged from the Notice Paper.

Question — put and passed.

**18. Shire of Gingin — Waste Local Law 2016 — Disallowance — Discharge from Notice Paper**

The Order of the Day having been called, Hon Robin Chapple moved, without notice —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, Order of the Day No. 7, *Shire of Gingin — Waste Local Law 2016 — Disallowance*, be discharged from the Notice Paper.

Question — put and passed.

**19. Shire of Narrogin — Public Places and Local Government Property Local Law 2016 — Disallowance — Discharge from Notice Paper**

The Order of the Day having been called, Hon Robin Chapple moved, without notice —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, Order of the Day No. 8, *Shire of Narrogin — Public Places and Local Government Property Local Law 2016 — Disallowance*, be discharged from the Notice Paper.

Question — put and passed.

**20. Electricity (Licensing) Amendment Regulations 2017 — Disallowance — Discharge from Notice Paper**

The Order of the Day having been called, Hon Robin Chapple moved, without notice —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, Order of the Day No. 25, *Electricity (Licensing) Amendment Regulations 2017 — Disallowance*, be discharged from the Notice Paper.

Question — put and passed.

**21. City of Nedlands Waste Local Law 2016 — Disallowance — Discharge from Notice Paper**

The Order of the Day having been called, Hon Robin Chapple moved, without notice —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, Order of the Day No. 32, *City of Nedlands Waste Local Law 2016 — Disallowance*, be discharged from the Notice Paper.

Question — put and passed.

**22. Estimates of Revenue and Expenditure — Consolidated Account Estimates 2017–2018**

The Order of the Day having been read for the adjourned debate on the motion of the Minister for Environment representing the Treasurer as follows —

That pursuant to Standing Order 69(1) the Legislative Council take note of Tabled Paper 469A-D (2017–2018 Budget Statements), laid upon the Table of the House on Thursday, 7 September 2017.

Debate resumed.

On the motion of Hon Ken Baston the debate was adjourned to a later stage of this day's sitting.

**23. Health Practitioner Regulation National Law (WA) Amendment Bill 2017**

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

Debate resumed.

Hon Nick Goiran moved, without notice —

That the *Health Practitioner Regulation National Law (WA) Amendment Bill 2017* be referred to the Standing Committee on Uniform Legislation and Statutes Review pursuant to Standing Order 126.

Debate ensued.

Question — put and passed.

Debate stands adjourned and Bill referred to the Standing Committee on Uniform Legislation and Statutes Review [SO 126].

**24. Order of Business**

Ordered — That Order of the Day No. 33, *Estimates of Revenue and Expenditure — Consolidated Account Estimates 2017–2018*, be taken forthwith. (Minister for Environment).

**25. Estimates of Revenue and Expenditure — Consolidated Account Estimates 2017–2018**

Debate resumed on the motion of the Minister for Environment representing the Treasurer (*see item 22 above*).

*Interruption pursuant to order.*

**26. Questions Without Notice**

Questions without notice were taken.

The Minister for Environment on behalf of the Leader of the House representing the Minister for Child Protection tabled documents in relation to the number of Hardship Utility Grant Scheme applications received for years 2015 and 2016, in response to a question without notice asked by Hon Peter Collier. (Tabled Paper 605).

The Minister for Environment on behalf of the Leader of the House representing the Premier, by leave incorporated into *Hansard*, information in relation to the public sector workforce severances by agency and PSGOGA equivalent classification levels, in response to a question without notice asked by Hon Michael Mischin.

The Minister for Regional Development representing the Minister for Mines and Petroleum tabled documents in relation to Resource/mineralisation Report for Vimy Resources Mulga Rock Uranium Project, in response to a question without notice asked by Hon Robin Chapple. (Tabled Paper 606).

The Minister for Environment on behalf of the Leader of the House representing the Attorney General, in accordance with Standing Order 108(2), advised that an answer to question on notice No. 248 asked by Hon Tjorn Sibma will be provided on 12 October 2017.

The Minister for Environment on behalf of the Leader of the House representing the Minister for Police, in accordance with Standing Order 108(2), advised that an answer to question on notice No. 271 asked by Hon Tjorn Sibma will be provided on 10 October 2017.

## 27. Papers

The following Papers were laid on the Table by —

### **President**

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## **28. Statement by President — Cyber Security**

The President made the following Statement —

Members, during the sitting week commencing 31 October, the Edith Cowan Security Research Institute will present a seminar on cybersecurity for Members at Parliament House. As Members are aware, we rely on information and communication technology in our daily lives and in the role we undertake as Members. Cybercrime is an increasing threat that affects both Members in their work and their constituents in their professional and personal lives. This informative and engaging seminar will be presented by researchers at the Security Research Institute. It will provide practical advice on current cybersecurity risks and issues and threats and how to deal with them. Members will also receive further information shortly about how to register for this seminar. Given the fact that we are all online in both our personal and private lives, I encourage Members to participate in this seminar. I think they will find it very informative and quite valuable, and hopefully it will assist Members in their work.

## **29. Members' Statements**

Statements were taken.

## **30. Dangerous Sexual Offenders Legislation Amendment Bill 2017**

The President reported the receipt of Message No. 24 from the Legislative Assembly forwarding the Bill for concurrence.

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

The Minister for Environment on behalf of the Leader of the House representing the Attorney General tabled an Explanatory Memorandum relating to the Bill. (Tabled Paper 607).

Debate stands adjourned.

## **31. Corruption, Crime and Misconduct and Criminal Property Confiscation Amendment Bill 2017**

The President reported the receipt of Message No. 25 from the Legislative Assembly forwarding the Bill for concurrence.

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

The Minister for Environment on behalf of the Leader of the House representing the Attorney General tabled an Explanatory Memorandum relating to the Bill. (Tabled Paper 608).

Debate stands adjourned.

**32. Adjournment**

The Council adjourned at 5.39pm until Tuesday, 10 October 2017 at 2.00pm.

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

Attendance: Present all Members except Hon Laurie Graham.

**NIGEL PRATT**

Clerk of the Legislative Council

**HON KATE DOUST MLC**

President of the Legislative Council