

LEGISLATIVE COUNCIL

MINUTES OF PROCEEDINGS

No. 131

THURSDAY, 14 MAY 2015

1. Meeting of Council

The Council assembled at 10.00am pursuant to order.

The President, Hon Barry House, took the Chair and read prayers.

2. Ministerial Statement — Legal Aid

The Attorney General made a Ministerial Statement with respect to a Commonwealth Government funding increase to Legal Aid Western Australia.

3. Papers

The following Papers were laid on the Table by —

Leader of the House

Reports —

Ministerial Office Staffing Report (as at 23 April 2015) 2879

Minister for Mental Health

Plans —

Western Australian Planning Commission — Improvement Plan No. 42 – Anketell
Strategic Industrial Area..... 2880

4. Select Committee into the Operations of The Royal Society for the Prevention of Cruelty to Animals Western Australia (Inc) — Appointment of Members

The Leader of the House moved, without notice —

That the following Members be appointed to the Select Committee into the Operations of The Royal Society for the Prevention of Cruelty to Animals Western Australia (Inc) —

- Hon Rick Mazza;
- Hon Paul Brown;
- Hon Nigel Hallett;
- Hon Lynn MacLaren; and
- Hon Sally Talbot.

Question — put and passed.

5. **Aboriginal People — Service Delivery Review**

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

That this House expresses its concern that, two years after the Liberal-National Government's Aboriginal Affairs Cabinet Sub-Committee commenced a review into the service delivery into Roebourne, the Government's announcement on reform to improve the lives of Aboriginal people is simply a plan to have a plan.

Debate ensued.

Hon Stephen Dawson, by leave, tabled documents in relation to the proposed closure of Aboriginal communities in Western Australia. (Tabled Paper 2881).

Debate resumed.

Motion lapsed.

6. **Establishment of Improved Land Access Regime**

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

That this House debate the need for Western Australia to establish an improved land access regime, including a code to govern compliance of unconventional gas activities (exploration and production), and what this regime may entail.

Debate ensued.

Motion lapsed.

7. **Order of Business**

Ordered — That Orders of the Day Nos 2, *Shire of Trayning Public Places and Local Government Property Local Law 2014 – Disallowance*, and 3, *City of Gosnells Cat Local Law 2014 – Disallowance*, be taken after Order of the Day No. 7, *Criminal Code Amendment (Prevention of Lawful Activity) Bill 2015*. (Leader of the House).

8. **Regulations 28 to 38 of the Public Sector Management (Redeployment and Redundancy) Regulations 2014 — Disallowance**

The Order of the Day having been read for the motion moved *pro forma* by Hon Kate Doust, as follows —

That *Regulations 28 to 38 of the Public Sector Management (Redeployment and Redundancy) Regulations 2014* published in the *Gazette* on 30 December 2014 and tabled in the Legislative Council on 19 February 2015 under the *Public Sector Management Act 1994*, be and are hereby disallowed.

Debate ensued.

Hon Kate Doust sought leave to continue her remarks at a later stage of this day's sitting.

Leave granted.

On the motion of the Leader of the House the debate was adjourned to a later stage of this day's sitting.

9. **Estimates of Revenue and Expenditure — Consolidated Fund Estimates 2015–2016 — Tabling of Papers**

The following Papers was laid on the Table by —

Minister for Mental Health representing the Treasurer

Budget Papers and Related Paper —

2015 – 2016 Budget — Compact Disc.....	2877A
2015 – 2016 Budget Speech — Budget Paper No. 1	2877B
2015 – 2016 Budget — Budget Statements — Budget Paper No. 2 (Volume 1).....	2877C
2015 – 2016 Budget — Budget Statements — Budget Paper No. 2 (Volume 2).....	2877D
2015 – 2016 Budget Economic and Fiscal Outlook — Budget Paper No. 3	2877E

The Minister for Mental Health representing the Treasurer moved, without notice —

That pursuant to Standing Order 69(1), the Legislative Council take note of Tabled Papers 2877A–E (2015–2016 Budget Statements), laid upon the Table of the House on Thursday, 14 May 2015.

On the motion of Hon Samantha Rowe the debate was adjourned to the next sitting.

10. Order of Business

Ordered — That Order of the Day No. 1, *Regulations 28 to 38 of the Public Sector Management (Redeployment and Redundancy) Regulations 2014— Disallowance*, be taken forthwith. (Leader of the House).

11. Regulations 28 to 38 of the Public Sector Management (Redeployment and Redundancy) Regulations 2014 — Disallowance

Debate resumed on the motion of Hon Kate Doust (*see item 8 above*).

12. Questions Without Notice

Questions without notice were taken.

The Minister for Mental Health representing the Minister for Local Government, by leave incorporated into *Hansard*, documents in relation to the cost of planning for metropolitan local government reform incurred by the Shire of Kalamunda and the City of Belmont, in response to a question without notice asked by Hon Samantha Rowe.

The Minister for Aboriginal Affairs tabled documents in relation to information on the registered sites within the Goldfields or Yilgarn regions, in response to a question without notice asked by Hon Robin Chapple. (Tabled Paper 2882).

The Minister for Child Protection, by leave incorporated into *Hansard*, documents in relation to 88 full time equivalent vacant positions at the Department of Child Protection, in response to a question without notice asked by Hon Stephen Dawson.

The Parliamentary Secretary representing the Minister for Transport tabled documents in relation to the increased traffic flow on trains during the “The Giants” event in February 2015, in response to question on notice No. 2913 asked by Hon Ken Travers. (Tabled Paper 2883).

The Parliamentary Secretary representing the Minister for Transport tabled documents in relation to the increased traffic flow on trains during the “The Giants” event in February 2015, in response to question on notice No. 2914 asked by Hon Ken Travers. (Tabled Paper 2884).

13. Statement by President — Photography and Filming at Parliament House

The President made the following Statement —

I would like to draw your attention to the guidelines for photography and filming in the Legislative Council, which have just been approved for publication. These guidelines relate to photography and filming in the Legislative Council Chamber on sitting and non-sitting days. Members should also familiarise themselves with the guidelines for photography and filming in Parliament House, which is a separate document that relates to the shared precincts within Parliament and the corresponding document produced in the Legislative Assembly.

As Members would be aware, photography and filming are restricted in the majority of the Westminster-based Parliaments in order to preserve the capacity of Members to conduct their parliamentary business freely and without interference. These guidelines provide assistance to Members and the media in relation to the appropriate way in which to seek permission to take photos and film and the rules relating to the responsible use of any such photos or film taken. Most importantly, the desks, personal documents and possessions of Members in this Chamber should not be photographed, filmed or interfered with.

I ask all Members to please be mindful to respect other Members’ privacy in these instances. The guidelines for photography and filming in the Legislative Council will be published today and distributed to all Members and the media, and can be accessed electronically under the department tab of the Council’s page on POWAnet.

14. Regulations 28 to 38 of the Public Sector Management (Redeployment and Redundancy) Regulations 2014 — Disallowance

Debate resumed on the motion of Hon Kate Doust (*see item 11 above*).

Pursuant to order the President put the question.

Question — put.

The Council divided.

Ayes (10)

Hon Robin Chapple
Hon Alanna Clohesy
Hon Stephen Dawson
Hon Kate Doust
Hon Sue Ellery

Hon Lynn MacLaren
Hon Martin Pritchard
Hon Amber-Jade Sanderson
Hon Sally Talbot
Hon Samantha Rowe (*Teller*)

Noes (17)

Hon Martin Aldridge
Hon Ken Baston
Hon Liz Behjat
Hon Jacqui Boydell
Hon Paul Brown
Hon Jim Chown
Hon Peter Collier
Hon Brian Ellis
Hon Donna Faragher

Hon Nick Goiran
Hon Dave Grills
Hon Alyssa Hayden
Hon Col Holt
Hon Peter Katsambanis
Hon Michael Mischin
Hon Helen Morton
Hon Phil Edman (*Teller*)

Question thus negatived.

15. Members' Statements

Statements were taken.

The Hon Alanna Clohesy, by leave, tabled and incorporated into *Hansard*, documents in relation to the Red Cross and Red Crescent award recipients 2015 (Tabled Paper 2885).

16. Adjournment

The Council adjourned at 5.33pm until Tuesday, 19 May 2015 at 2.00pm.

Members present during the day's proceedings

Attendance: Present all Members except Hon Mark Lewis, Hon Rick Mazza, Hon Simon O'Brien and Hon Ken Travers (*leave of absence*).

NIGEL PRATT

Clerk of the Legislative Council

HON BARRY HOUSE

President of the Legislative Council