

WESTERN AUSTRALIA
LEGISLATIVE COUNCIL
MINUTES OF PROCEEDINGS
No. 70
THURSDAY, 16 AUGUST 2018

1. Meeting of Council

The Council assembled at 10.00am pursuant to order.

The President, Hon Kate Doust, took the Chair.

Prayers and an Acknowledgement of Country were read.

2. Petitions

Hon Robin Chapple presented a petition from 501 petitioners requesting the Legislative Council to investigate the implementation of a one dollar per tonne improvement levy on all industry exports from the Pilbara region. (Tabled Paper 1612).

Hon Robin Chapple presented a petition from 603 petitioners requesting the Legislative Council to call on the Government to evaluate the effects of pollutants and emissions on the rock art in Murujuga. (Tabled Paper 1613).

Hon Alanna Clohesy presented a petition from 5 petitioners requesting the Legislative Council to support the creation of a multi partisan select committee to investigate the current system of accountability for Western Australia Police. (Tabled Paper 1614).

Hon Alanna Clohesy presented a petition from 10 petitioners requesting the Legislative Council oppose the rezoning of the Dianella Industrial Precinct. (Tabled Paper 1615).

3. Paper

The following Paper was laid on the Table by —

President

Report —

Corruption and Crime Commission — Report into bribery and corruption in maintenance and service contracts within North Metropolitan Health Service (16 August 2018)..... 1605

4. Statement by President — Statistical Reports — 2013–2017

The President made the following Statement —

I am pleased to present for tabling statistical reports on the work of the Legislative Council for the years 2013 to 2017. The Department of the Legislative Council has compiled these statistical reports on the operation of the Legislative Council for the information of Members and the public. The reports augment the statistics provided in the annual report of the department. The statistical information in the reports is based on a calendar year rather than the financial year information contained in the annual report. The reports provide data and analysis on the annual work of the Legislative Council Chamber and its Committees, as well as year-to-year historical comparisons. The reports are available on Parliament's website and in hard copy from the administration office. I table the reports.

The President tabled the *Work of the Legislative Council in 2013*. (Tabled Paper 1606).

The President tabled the *Work of the Legislative Council in 2014*. (Tabled Paper 1607).

The President tabled the *Work of the Legislative Council in 2015*. (Tabled Paper 1608).

The President tabled the *Work of the Legislative Council in 2016*. (Tabled Paper 1609).

The President tabled the *Work of the Legislative Council in 2017*. (Tabled Paper 1610).

5. Standing Committee on Procedure and Privileges — Report No. 50 — A matter of privilege raised by Hon Jim Chown MLC — Terms of reference

The President presented Report No. 50 of the Standing Committee on Procedure and Privileges, *A matter of privilege raised by Hon Jim Chown MLC — Terms of reference*. (Tabled Paper 1611).

6. Standing Committee on Estimates and Financial Operations — Report No. 75 — Corrections to Report 73 — 2017–18 Budget Cycle — Part 1: Estimates hearings and related matters

Hon Alanna Clohesy presented Report No. 75 of the Standing Committee on Estimates and Financial Operations, *Corrections to Report 73 — 2017–18 Budget Cycle — Part 1: Estimates hearings and related matters*. (Tabled Paper 1616).

7. City of Kalgoorlie-Boulder Activities on Thoroughfares and Trading in Thoroughfares and Public Places Amendment Local Law 2018 — Disallowance

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

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *City of Kalgoorlie-Boulder Activities on Thoroughfares and Trading in Thoroughfares and Public Places Amendment Local Law 2018* published in the *Gazette* on 4 May 2018 and tabled in the Legislative Council on 8 May 2018 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled paper No. 1303).

8. City of Kalgoorlie-Boulder Local Government Property Amendment Local Law 2018 — Disallowance

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

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *City of Kalgoorlie-Boulder Local Government Property Amendment Local Law 2018* published in the *Gazette* on 4 May 2018 and tabled in the Legislative Council on 8 May 2018 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled paper No. 1303).

9. City of Karratha Standing Orders Local Law 2018 — Disallowance

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

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *City of Karratha Standing Orders Local Law 2018* published in the *Gazette* on 3 May 2018 and tabled in the Legislative Council on 8 May 2018 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled paper No. 1303).

10. Misuse of Drugs Amendment Bill 2018

Non-Government Business No. 1 having been called, Hon Aaron Stonehouse, pursuant to notice, moved —

That a Bill for “An Act to amend the *Misuse of Drugs Act 1981*.” be introduced and read a first time.

Question — put and passed.

Bill read a first time.

Hon Aaron Stonehouse moved, That the Bill be read a second time.

Hon Aaron Stonehouse, by leave, tabled a transcript of evidence in relation to the *Misuse of Drugs Amendment Bill 2018*. (Tabled Paper 1617).

Hon Aaron Stonehouse tabled an Explanatory Memorandum relating to the Bill. (Tabled Paper 1618).
Debate stands adjourned.

11. Criminal Procedure Amendment (Trial by Judge Alone) Bill 2017

Non-Government Business No. 2 having been read for the adjourned debate on the second reading of this Bill.

Debate resumed.

Interruption pursuant to order.

12. Employment Transition and Homelessness Among Veterans

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

That the Legislative Council notes the serious issues of employment transition and homelessness among veterans and commend the Government for its support for the veteran community.

Debate ensued.

Motion lapsed.

13. Order of Business

Ordered — That Orders of the Day Nos 1, *Shire of Northam Cemeteries Amendment Local Law 2017 — Disallowance*, 2, *Shire of Toodyay Health Local Law 2017 — Disallowance*, 4, *Environmental Protection Amendment Regulations 2018 — Disallowance*, 9, *City of Busselton Standing Orders Local Law 2018 — Disallowance*, 10, *City of Karratha Fencing Local Law 2018 — Disallowance*, 11, *Shire of Quairading Animals, Environment and Nuisance Local Law 2017 — Disallowance*, 12, *Cremation Amendment Regulations 2018 — Disallowance*, 13, *Environmental Protection (Plastic Bags) Regulations 2018 — Disallowance*, and 14, *Environmental Protection (Plastic Bags) Regulations 2018 — Disallowance*, be taken after Order of the Day No. 15, *Coroners Amendment Bill 2017*. (Leader of the House).

14. Police (Fees and Charges) Regulations 2018 — Disallowance — Discharge from Notice Paper

The Order of the Day having been called, Hon Martin Pritchard moved, without notice —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, Order of the Day No. 3, *Police (Fees and Charges) Regulations 2018 — Disallowance*, be discharged from the Notice Paper.

Question — put and passed.

15. Shire of Murray Health Local Law 2018 — Disallowance — Discharge from Notice Paper

The Order of the Day having been called, Hon Martin Pritchard moved, without notice —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, Order of the Day No. 5, *Shire of Murray Health Local Law 2018 — Disallowance*, be discharged from the Notice Paper.

Question — put and passed.

16. Shire of Woodanilling Animals, Environment and Nuisance Amendment Local Law 2018 — Disallowance — Discharge from Notice Paper

The Order of the Day having been called, Hon Martin Pritchard moved, without notice —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, Order of the Day No. 6, *Shire of Woodanilling Animals, Environment and Nuisance Amendment Local Law 2018 — Disallowance*, be discharged from the Notice Paper.

Question — put and passed.

17. Rights in Water and Irrigation Amendment Regulations 2018 — Disallowance — Discharge from Notice Paper

The Order of the Day having been called, Hon Martin Pritchard moved, without notice —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, Order of the Day No.7, *Rights in Water and Irrigation Amendment Regulations 2018 — Disallowance*, be discharged from the Notice Paper.

Question — put and passed.

18. Shire of York Cat Local Law 2017 — Disallowance — Discharge from Notice Paper

The Order of the Day having been called, Hon Martin Pritchard moved, without notice —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, Order of the Day No. 8, *Shire of York Cat Local Law 2017 — Disallowance*, be discharged from the Notice Paper.

Question — put and passed.

19. Appropriation (Recurrent 2018–19) Bill 2018 and Appropriation (Capital 2018–19) Bill 2018

The Orders of the Day having been read for the adjourned debate on the second reading of these Bills cognately.

Debate resumed.

Hon Dr Steve Thomas, by leave, tabled a Western Australia and New South Wales GST comparison graph. (Tabled Paper 1619).

Debate resumed.

Hon Martin Aldridge sought leave to extend his speaking time.

Leave granted.

Debate resumed.

20. Questions Without Notice

Questions without notice were taken.

The Minister for Regional Development tabled a report entitled *Community Resource Centre Program, Function, location and funding of the Western Australian Community Resource Centre Network*, in response to a question without notice asked by Hon Jacqui Boydell. (Tabled Paper 1620).

The Minister for Environment tabled the *Derby Tidal Power Project Compliance Assessment Report 2016*, in response to a question without notice asked by Hon Robin Chapple. (Tabled Paper 1621).

The Minister for Regional Development representing the Minister for Racing and Gaming tabled the *Western Australian Thoroughbred Racing Strategic Plan 2016–2021*, in response to a question without notice asked by Hon Colin Holt. (Tabled Paper 1622).

The Minister for Education and Training tabled documents in relation to courses contracted to be delivered by private training providers, in response to question on notice No. 1385 asked by Hon Alison Xamon. (Tabled Paper 1623).

The Minister for Environment representing the Minister for Corrective Services, by leave, incorporated into *Hansard* information in relation to Greenough Regional Prison, in response to a question without notice asked by Hon Jim Chown.

The Minister for Environment representing the Minister for Police, by leave, incorporated into *Hansard* information in relation to the referral by the Electoral Commissioner to Western Australia Police of suspected electoral fraud arising from voting irregularity in the Pilbara, in response to a question without notice asked by Hon Martin Aldridge.

21. Appropriation (Recurrent 2018–19) Bill 2018 and Appropriation (Capital 2018–19) Bill 2018

Cognate debate resumed on the second reading of these Bills (*see item 19 above*).

Interruption pursuant to order.

22. Members' Statements

Statements were taken.

23. Adjournment

The Council adjourned at 6.00pm until Tuesday, 21 August 2018 at 2.00pm.

Members present during the day's proceedings

Attendance: Present all Members except Hon Colin de Grussa and Hon Matthew Swinbourn.

NIGEL PRATT
Clerk of the Legislative Council

HON KATE DOUST MLC
President of the Legislative Council