

LEGISLATIVE COUNCIL

MINUTES OF PROCEEDINGS

No. 22

THURSDAY, 15 AUGUST 2013

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. Statement by President — Emergency Evacuation Familiarisation Exercise

The President made the following Statement —

I have agreed that today, at 11.30am, proceedings will be interrupted for a short ninety-second period while an emergency evacuation familiarisation exercise is conducted. This will entail a series of announcements and alert tones over the public address system and no action will be required of Members. Physical evacuation of the building will not take place. This is a trial to alert Members to what really happens in an emergency.

3. Ministerial Statement — Industry Facilitation and Support Program — Chevron Australia Sponsorship

The Minister for Commerce made a Ministerial Statement with respect to Chevron Australia's sponsorship of the State Government's Industry Facilitation and Support Program.

4. Standing Committee on Procedure and Privileges — Report No. 27 — Section 23 of the Parliamentary Commissioner Act 1971 (WA)

The President presented Report No. 27 of the Standing Committee on Procedure and Privileges in relation to *Section 23 of the Parliamentary Commissioner Act 1971 (WA)*. (Tabled Paper 522).

5. Standing Committee on Procedure and Privileges — Report No. 28 — Further Review of the Standing Orders (No. 2)

The President presented Report No. 28 of the Standing Committee on Procedure and Privileges in relation to the *Further Review of the Standing Orders (No. 2)*. (Tabled Paper 523).

The Deputy President moved, without notice —

That Report No. 28 of the Standing Committee on Procedure and Privileges in relation to the *Further Review of the Standing Orders (No. 2)* be adopted and agreed to.

On the motion of the Leader of the House the debate was adjourned to the next sitting.

6. Papers

The following Papers were laid on the Table by —

Leader of the House

Reports —

Consultants Engaged by Government for the six months ended 31 December 2012 524

Interstate and Overseas Travel undertaken by Ministers, Members of Parliament and Officers on Official Business (For the three months ended 31 December 2012)....	525
Ministerial Resourcing Report (as at 18 July 2013).....	526

Minister for Mental Health

Reports —

Report of the Third Review of the National Environment Protection Council Acts (Commonwealth, State and Territory) (December 2012) and National Environment Protection Council Response (April 2013).....	527
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7. Joint Standing Committee on the Corruption and Crime Commission — Report No. 4 — The timeliness of misconduct investigations undertaken or overseen by the CCC: An interim report

Hon Nick Goiran presented Report No. 4 of the Joint Standing Committee on the Corruption and Crime Commission in relation to *The timeliness of misconduct investigations undertaken or overseen by the CCC: An interim report*. (Tabled Paper 528).

8. Standing Committee on Estimates and Financial Operations — Report No. 42 — 2013-2014 Estimates Hearings — Sitting Schedule

Hon Ken Travers presented Report No. 42 of the Standing Committee on Estimates and Financial Operations in relation to the *2013–2014 Estimates Hearings — Sitting Schedule*. (Tabled Paper 529).

9. Town of Claremont Parking Local Law 2013 — Disallowance

Hon Ljiljanna Ravlich: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Town of Claremont Parking Local Law 2013* published in the *Gazette* on 23 May 2013 and tabled in the Legislative Council on 11 June 2013 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled Paper 290).

10. Fire Brigades Amendment Regulations 2013 — Disallowance

Hon Ljiljanna Ravlich: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Fire Brigades Amendment Regulations 2013* published in the *Gazette* on 4 June 2013 and tabled in the Legislative Council on 11 June 2013 under the *Fire Brigades Act 1942*, be and are hereby disallowed. (Tabled Paper 295).

11. Energy Portfolio — Management

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

That this Council condemns the former Minister for Energy, Hon Peter Collier, for his many failures in the Energy portfolio.

Debate ensued.

Motion lapsed.

12. GST — Equitable Distribution

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

That this Council notes the failure of the current GST distribution to the State of Western Australia, and supports an immediate review of the GST arrangements with all States throughout Australia to ensure an equitable distribution of investment from the Commonwealth Government.

Debate ensued.

Motion lapsed.

13. Order of Business

Ordered — That Orders of the Day Nos 1, *Proposal No. 1/2013, Excision of land from Class A Reserve 33581 for the upgrade of Gilmore Avenue, Leda to a dual carriageway in the City of Kwinana* — Disallowance, 2, *Children's Court (Fees) Amendment Regulations (No. 2) 2012* — Disallowance, 3, *Civil Judgments Enforcement Amendment Regulations 2012* — Disallowance, 4, *Coroners Amendment Regulations 2012* — Disallowance, 5, *District Court (Fees) Amendment Regulations (No. 3) 2012* — Disallowance, 6, *Evidence (Video and Audio Links Fees and Expenses) Amendment Regulations (No. 2) 2012* — Disallowance, 7, *Magistrates Court (Fees) Amendment Regulations (No. 3) 2012* — Disallowance, 8, *State Administrative Tribunal Amendment Regulations (No. 3) 2012* — Disallowance, 9, *Supreme Court (Fees) Amendment Regulations (No. 3) 2012* — Disallowance, 10, *City of Fremantle Plastic Bag Reduction Local Law 2012* — Disallowance, 11, *Mindarie Regional Council Waste Facility Site Amendment Local Law 2013* — Disallowance, 12, *Legal Profession Conduct Amendment Rules 2013* — Disallowance, 13, *Town of Victoria Park Parking and Parking Facilities Amendment Local Law 2013* — Disallowance, 14, *Supreme Court Amendment Rules 2013* — Disallowance, and 15, *Firearms Amendment Regulations 2013* — Disallowance, be taken after Order of the Day No. 25, *Protection of the Identity of Journalists' Informants*. (Leader of the House).

14. Estimates of Revenue and Expenditure — Consolidated Fund Estimates 2013–2014

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

That pursuant to Standing Order 68(1), the Legislative Council take note of Tabled Paper 506A-E (2013–2014 Budget Statements), laid upon the Table of the House on Thursday, 8 August 2013.

Debate resumed.

15. Questions Without Notice

Questions without notice were taken.

The Minister for Disability Services, in accordance with Standing Order No. 107(2), advised that an answer to question on notice No. 125 asked by Hon Sally Talbot will be provided on 10 September 2013.

16. Estimates of Revenue and Expenditure — Consolidated Fund Estimates 2013–2014

Debate resumed on the motion of the Minister for Mental Health representing the Treasurer (*see item 14 above*).

Hon Lynn MacLaren sought leave of the House 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 the next sitting.

17. Special Adjournment

The Leader of the House moved, without notice —

That the Council at its rising adjourn until Tuesday, 10 September 2013.

The motion requiring the concurrence of an absolute majority.

Question — put.

The President having counted the Council, and there being an absolute majority present, and no dissentient voice, declared the motion carried with the concurrence of an absolute majority.

18. Order of Business

Ordered — That *Members' Statements* be taken forthwith. (Leader of the House).

19. Members' Statements

Statements were taken.

20. Adjournment

The Council adjourned at 5.39pm until Tuesday, 10 September 2013 at 3.00pm.

Members present during the day's proceedings

Attendance: Present all Members except Hon Paul Brown and Hon Jim Chown.

MALCOLM PEACOCK
Clerk of the Legislative Council

HON BARRY HOUSE
President of the Legislative Council