

WESTERN AUSTRALIA  
**LEGISLATIVE COUNCIL**

**DAILY NOTICE PAPER**

**No. 214**

**WEDNESDAY, 19 OCTOBER 2016, 1.00pm**

ORDER OF BUSINESS

Petitions, Statements by Ministers and Parliamentary Secretaries, Papers for Tabling, Notices of Questions, Notices of Motions for Disallowance, Notices of Motions to Introduce Bills, Notices of Motions, Questions without Notice, Motions without Notice, Motions and Orders of the Day.

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**MOTIONS**

**1. Royalties for Regions — Pilbara Cities** (*Notice given 20 June 2013*)

Continuation of remarks Hon Mark Lewis — 28 mins (Wednesday, 12 October 2016) on the motion of Hon Jacqui Boydell as follows —

That this Council congratulates the Liberal–National alliance government on its investment through the Royalties for Regions program into the Pilbara Cities initiative, further developing the interests and opportunities for the people and communities of the Mining and Pastoral Region.

*Total time remaining on motion – 2 hrs 14 mins.*

**2. Police Portfolio** (*Notice given 20 June 2013*)

Hon Phil Edman: To move —

That this Council congratulates the Liberal–National Government on its excellent performance in the police portfolio.

**3. Royalties for Regions — Mining and Pastoral Region** (*Notice given 20 June 2013*)

Hon Dave Grills: To move —

That this Council congratulates the Liberal–National alliance government on its acknowledgement and support of the Mining and Pastoral Region and recognises the contribution Royalties for Regions has made to creating better and safer communities in regional Western Australia.

**4. Agriculture and Food Portfolio** (*Notice given 20 June 2013*)

Hon Brian Ellis: To move —

That this Council congratulates the Liberal–National Government on its excellent performance in the agriculture and food portfolio.

**5. Mid West Region — Development** (*Notice given 20 June 2013*)

Hon Martin Aldridge: To move –

That this Council congratulates the Liberal–National Government on its regional development focus in the Mid West Region.

**6. Science Activities** (*Notice given 20 June 2013*)

Hon Donna Faragher: To move –

That this Council recognises the significant support and activities undertaken by the Liberal–National Government in the area of science.

**7. Social Leisure Infrastructure in Regional WA** (*Notice given 20 June 2013*)

Hon Paul Brown: To move –

That this Council congratulates the Liberal–National alliance government on its excellent provision of social leisure infrastructure throughout regional Western Australia, in particular the Agricultural Region, through the Ministry of Sport and Recreation and the Ministry of Regional Development.

**8. Transport Portfolio** (*Notice given 20 June 2013*)

Hon Jim Chown: To move –

That this Council congratulates the Liberal–led Government on its outstanding ability to provide positive outcomes for the state in the transport portfolio.

**9. Health Portfolio** (*Notice given 20 June 2013*)

Hon Alyssa Hayden: To move –

That this Council congratulates the Liberal–National Government on its ability to provide ongoing high quality services and care to the Western Australia community in the health portfolio.

**10. Regional Development — South West Region** (*Notice given 20 June 2013*)

Hon Colin Holt: To move –

That this Council commends the Liberal–National Government on delivering outstanding regional development outcomes in the South West Region of Western Australia.

**11. Mental Health Portfolio** (*Notice given 20 June 2013*)

Hon Nick Goiran: To move –

That this Council congratulates the Liberal–National Government on its excellent performance in the mental health portfolio.

**12. Royalties for Regions — Investment in Regional WA** (*Notice given 20 June 2013*)

Hon Jacqui Boydell: To move –

That this Council congratulates the Liberal–National alliance government for its forethought and planning by adopting the Royalties for Regions program, which has allowed regional Western Australia to be prepared for major investment opportunities throughout the Mining and Pastoral Region, further supporting the people who chose to live, work and invest in regional Western Australia.

**13. Native Forest — Climate Change** (*Notice given 25 June 2013*)

Hon Sally Talbot: To move –

That this Council condemns the Barnett Government for its continuing failure to protect Western Australia's remaining native forest from the effects of climate change and disease.

**14. State Infrastructure Plan** (*Notice given 25 June 2013*)

Hon Ken Travers: To move –

That this Council —

- (a) expresses its concern at the failure of the Liberal/National Government to develop a long term State Infrastructure Plan for Western Australia;
- (b) notes that the lack of long term planning can lead to poor investment decisions being made in the expenditure of scarce Government funds; and
- (c) therefore, we call upon the Government to immediately commence the development of a long term State Infrastructure plan and to ensure that its development involves —
  - (i) wide community consultation to identify priority infrastructure projects;
  - (ii) the inclusion of major infrastructure projects is based on a comprehensive assessment of their relative benefit to cost ratios; and
  - (iii) the plan is developed in an open and transparent process.

**15. James Price Point — LNG Processing Plant** (*Notice given 25 June 2013*)

Hon Stephen Dawson: To move –

That this Council —

- (a) condemns the Premier for his lack of leadership in securing an outcome in benefits for the indigenous communities in relation to the James Price Point LNG processing plant; and
- (b) calls on the Barnett Government to honour the agreement signed with the Goolarabooloo Jabbirr Jabbirr Traditional Owners to deliver the Kimberley Benefits package.

**16. Apprentices and Trainees in Training** (*Notice given 25 June 2013*)

Hon Alanna Clohesy: To move –

That this Council condemns the Barnett Government for its disregard for the future of young Western Australians and calls on the Government to commit to making substantial increases (beyond pre-Global Financial Crisis levels) in the number of apprentices and trainees in training, especially numbers in trades training.

**17. Disability Justice Centres — Kiara and Caversham** (*Notice given 25 June 2013*)

Hon Amber-Jade Sanderson: To move –

That this Council —

- (a) notes the significant community response to the proposed Disability Justice Centres in Kiara and Caversham, and the lack of consultation with the affected communities;
- (b) calls on the Minister for Disability Services to immediately stop the current process for placing these centres in those locations; and
- (c) instigate a genuine and thorough community consultation process, with the communities surrounding the proposed centres;
  - (i) the process should include a community reference group, consisting of (but not limited to) representatives of residents, representative of Lockridge SHS and Primary School, Corrective Services, Disability Services Commission, the Minister or her representative; and
  - (ii) any final decision should be made with consideration for the communities' concerns and within the guidelines already set for the locating of these centres.

**18. Threatened Species Recovery Plans** (*Notice given 25 June 2013*)

Hon Sally Talbot: To move –

That this Council condemns the Barnett Government for its failure to resource threatened species recovery plans.

**19. Coastal Communities — Climate Change** (*Notice given 26 June 2013*)

Hon Sally Talbot: To move –

That this Council condemns the Barnett Government for its failure to address climate change and sea level rise impacts on our coastal communities.

**20. Environmental Offsets Register** (*Notice given 26 June 2013*)

Hon Sally Talbot: To move –

That this Council condemns the Barnett Government for its failure to implement an environmental offsets register that takes effect from the Government's endorsement of its Offsets Policy released in September 2011.

**21. Proposed New Football Stadium** (*Notice given 27 June 2013*)

Hon Ken Travers: To move –

That this Council directs the Leader of the House to table within six sitting days a copy of all minutes, notes or other records of any meetings between the Premier Hon Colin Barnett and members of the Western Australian Football Commission at which a proposed new stadium was discussed.

**22. Environmental Agencies — Funding** (*Notice given 27 June 2013*)

Hon Sally Talbot: To move –

That this Council condemns the Barnett Government for its failure to fund its environmental agencies to ensure adequate environmental regulation.

**23. Pastoral Lands — Sustainability** (*Notice given 27 June 2013*)

Hon Sally Talbot: To move –

That this Council condemns the Barnett Government for its failure to assess the viability and ecological sustainability of Western Australia's pastoral lands as a basis for future land use beyond 2015.

**24. Treasury Documentation — Government Mid-Year Financial Projections Statements** (*Notice given 10 December 2013*)

Hon Ken Travers: To move –

That not later than the rising of the House on the third sitting day following the day on which this order is made, the Leader of the House lay on the Table the following documents in their entirety and without excision or deletion —

- (a) all draft pages of the 2012-13 Government Mid-Year Financial Projections Statements containing the words "Insurance Commission" in the possession of the Department of Treasury on 1 October 2013;
- (b) all correspondence or briefing notes between the Treasurer or any staff in their Ministerial office and the Department of Treasury regarding the 2012-13 Government Mid-Year Financial Projections Statements; and
- (c) all file notes or diary entries relating to any conversations between the Treasurer or anyone in their Ministerial office and the Department of Treasury regarding the 2012-13 Government Mid-Year Financial Projections Statements.

**25. TAFE Budget** (*Notice given 17 June 2014*)

Hon Lynn MacLaren: To move –

That the Legislative Council –

- (a) notes that the proposed cuts to the TAFE budget in Western Australia will have disastrous impacts on staff and students and the State's economic future, social well-being and cohesion, and that changes to TAFE have a particularly adverse impact on people in regional and rural parts of the State, disadvantaged communities and people with varying abilities; and
- (b) calls on the State Government to protect, support and expand the capacity of the public TAFE system to allow it to continue its historic role in providing high quality technical and further education to Western Australians of all ages and backgrounds.

**26. Aboriginal People — Wages and Entitlements** (*Notice given 20 August 2014*)

Hon Robin Chapple: To move –

That the State Government note there are many unanswered questions in relation to the wages, entitlements and other monies that were withheld from Aboriginal people living and working on pastoral properties in Western Australia between the years 1905 and 1972, and establish an Inquiry or Royal Commission into the practices of government departments, agencies and officials of the day, as well as pastoral leaseholders, station by station, throughout the State.

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**MOTIONS FOR DISALLOWANCE**

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**1. Retail Trading Hours (Small Retail Shops) Amendment Order 2016** (*Notice given 13 October 2016 moves pro forma on 20 October 2016*)

Hon Kate Doust: To move –

That the *Retail Trading Hours (Small Retail Shops) Amendment Order 2016* published in the *Gazette* on 23 September 2016 and tabled in the Legislative Council on 12 October 2016 under the *Retail Trading Hours Act 1987*, be and is hereby disallowed. (Tabled paper No. 4745).

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**ORDERS OF THE DAY**

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**1. Motor Vehicle (Catastrophic Injuries) Regulations 2016 – Disallowance**

Moved *pro forma* (SO 67(3)) 8 September 2016 on the motion of Hon Robin Chapple (Days remaining 6 after today (Indicative date — 16 November 2016))

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Motor Vehicle (Catastrophic Injuries) Regulations 2016* published in the *Gazette* on 13 May 2016 and tabled in the Council on 17 May 2016 under the *Motor Vehicle (Catastrophic Injuries) Act 2016*, be and are hereby disallowed. (Tabled Paper 4095).

**2. Energy Operators (Electricity Generation and Retail Corporation) (Charges) Amendment By-Laws 2016 – Disallowance**

Moved *pro forma* (SO 67(3)) 18 October 2016 on the motion of Hon Robin Chapple (Days remaining 11 after today (Indicative date — 24 November 2016))

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Energy Operators (Electricity Generation and Retail Corporation) (Charges) Amendment By-Laws 2016* published in the *Gazette* on 28 June 2016 and tabled in the Legislative Council on 17 August 2016 under the *Energy Operators (Powers) Act 1979*, be and are hereby disallowed. (Tabled paper No. 4345).

**3. Electoral Amendment Bill 2013 [LC] Leader of the House**

Second reading (Thursday, 11 April 2013).

**4. \*Petroleum and Geothermal Energy Legislation Amendment Bill 2013 [LA 13–1] Attorney General representing the Minister for Mines and Petroleum**

Second reading adjourned (Tuesday, 17 September 2013). *See Standing Committee on Legislation Report No. 20 (Tabled 19 November 2013). cf SNP 13 Issue 1 – 3 December 2013.*

**5. \*Local Government Amendment Bill 2013 [LA 32–2] Minister for Planning representing the Minister for Local Government**

Second reading continuation of remarks Hon Darren West — 29 mins (Tuesday, 11 March 2014) on the motion of Hon Sue Ellery as follows –

That —

- (1) The *Local Government Amendment Bill 2013*, be discharged and referred to the Standing Committee on Legislation for consideration and report not later than Tuesday, 6 May 2014.
- (2) The Committee has the power to inquire into and report on the policy of the Bill.

*cf SNP 32 Issue 1 – 18 February 2014.*

**6. \*Gene Technology (Western Australia) Bill 2014 [LC 99–1] Parliamentary Secretary to the Minister for Agriculture and Food**

Committee progress clause 1 (Tuesday, 24 March 2015). *See Standing Committee on Uniform Legislation and Statutes Review Report No. 89 (Tabled 10 March 2015). cf SNP 99 Issue 1 – 11 March 2015.*

**7. Gender Reassignment Amendment Bill 2015 [LC 121–1] Attorney General**

Second reading adjourned (Wednesday, 18 March 2015).

**8. \*Directors' Liability Reform Bill 2015 [LC 115–1] Attorney General**

Second reading adjourned (Wednesday, 25 February 2015). *See Standing Committee on Uniform Legislation and Statutes Review Report No. 92 (Tabled 21 April 2015).*

**9. Retail Trading Hours Amendment Bill (No. 2) 2015 [LC 219–1] Minister for Commerce**

Committee (Wednesday, 21 September 2016).

**10. \*Mining Legislation Amendment Bill 2015 [LA 128–2] Attorney General representing the Minister for Mines and Petroleum**

Second reading adjourned (Tuesday, 23 February 2016).

*See Standing Committee on Legislation Report No. 31 (Tabled 10 May 2016).*

**11. \*Obsolete Legislation Repeal Bill 2015 [LC 165–1] Attorney General**

Second reading adjourned (Tuesday, 16 February 2016).

*See Standing Committee on Uniform Legislation and Statutes Review Report No. 98 (Tabled 21 June 2016).*

**12. Aquatic Resources Legislation Amendment Bill 2015 [LA 51–1] Attorney General representing the Minister for Fisheries**

Third reading (Tuesday, 13 September 2016).

**13. \*Aquatic Resources Management Bill 2015 [LA 52–2] Attorney General representing the Minister for Fisheries**

Committee progress clause 266 (Tuesday, 13 September 2016).

*See Standing Committee on Uniform Legislation and Statutes Review Report No. 102 (Tabled 23 August 2016).*

*cf SNP 52 Issue 1 – 5 October 2016.*

**14. Bail Legislation Amendment Bill 2016 [LC 200–1] Attorney General**

Second reading adjourned (Thursday, 30 June 2016).

**15. \*Emergency Management Amendment Bill 2016 [LA 174–2] Attorney General representing the Minister for Emergency Services**

Second reading adjourned (Tuesday, 16 August 2016).

*cf SNP 174 Issue 1 – 13 September 2016.*

**16. \*Pilbara Port Assets (Disposal) Bill 2015 [LA 161–2] Attorney General representing the Treasurer**

Committee progress clause 46 (Wednesday, 12 October 2016).

*See Standing Committee on Legislation Report No. 33 (Tabled 25 August 2016).*

*cf SNP 161 Issue 4 – 21 September 2016.*

**17. Swan Valley Protection Bill 2016 [LC 209–1] Minister for Planning**

Second reading adjourned (Thursday, 25 August 2016).

**18. Misuse of Drugs Amendment (Search Powers) Bill 2016 [LA 202–1] Attorney General representing the Minister for Police**

Second reading adjourned (Wednesday, 7 September 2016).

**19. Sale of Land Amendment Bill 2016 [LA 198–2] Minister for Planning representing the Minister for Lands**

Second reading adjourned (Wednesday, 14 September 2016).

**20. \*Restraining Orders and Related Legislation Amendment (Family Violence) Bill 2016 [LC 210–1] Attorney General**

Second reading adjourned (Wednesday, 14 September 2016).

*cf SNP 210 Issue 1 – 15 September 2016.*

**21. Sentencing Legislation Amendment Bill 2016 [LC 205–1] Attorney General**

Second reading adjourned (Wednesday, 14 September 2016).

**22. Limited Partnerships Bill 2016 [LC 217–1] Minister for Commerce**

Second reading adjourned (Wednesday, 21 September 2016).

**23. \*National Electricity (Western Australia) Bill 2016 [LC 189–1]** *Leader of the House representing the Minister for Energy*

Second reading adjourned (Wednesday, 22 June 2016).

*See Standing Committee on Uniform Legislation and Statutes Review Report No. 103 (Tabled 22 September 2016).*

**24. \*Energy Legislation Amendment and Repeal Bill 2016 [LC 201–1]** *Leader of the House representing the Minister for Energy*

Second reading adjourned (Wednesday, 22 June 2016).

*See Standing Committee on Uniform Legislation and Statutes Review Report No. 103 (Tabled 22 September 2016).*

**25. \*National Gas Access (WA) Amendment Bill 2016 [LC 190–1]** *Leader of the House representing the Minister for Energy*

Second reading adjourned (Wednesday, 22 June 2016).

*See Standing Committee on Uniform Legislation and Statutes Review Report No. 103 (Tabled 22 September 2016).*

**26. Loan Bill 2016 [LA 204–1]** *Attorney General representing the Treasurer*

Second reading continuation of remarks Hon Rick Mazza (Tuesday, 18 October 2016).

**27. Biological Control Amendment Bill 2016 [LC 216–1]** *Minister for Agriculture and Food*

Second reading adjourned (Wednesday, 12 October 2016).

**28. Residential Tenancies Amendment Bill 2015 [LA 164–1]** *Minister for Commerce*

Second reading adjourned (Wednesday, 12 October 2016).

**29. Disposal of Uncollected Goods Amendment Bill 2015 [LA 163–1]** *Minister for Commerce*

Second reading adjourned (Wednesday, 12 October 2016).

**30. Licensing Provisions Amendment Bill 2015 [LA 162–1]** *Attorney General representing the Minister for Finance*

Second reading adjourned (Thursday, 13 October 2016).

**31. Constitution and Electoral Amendment Bill 2016 [LC 185–1]** *(14 September 2016)*

Consideration of Legislative Assembly Message No. 175 as follows —

Mr President

I have ruled the *Constitution and Electoral Amendment Bill 2016*, forwarded from the Legislative Council to the Legislative Assembly on 8 September 2016, out of order, as it contains a clear appropriation provision contrary to section 46(1) of the *Constitution Acts Amendment Act 1889*.

I ask that the Legislative Council ensures that it strictly observes this section in relation to all future Bills.

Speaker

Legislative Assembly Chamber

Perth, 14 September 2016



**32. School Boarding Facilities Legislation Amendment and Repeal Bill 2015 [LC 157-1] (19 October 2016)**

Consideration of Legislative Assembly Message No. 183 as follows —

I have ruled the *School Boarding Facilities Legislation Amendment and Repeal Bill 2015*, forwarded from the Legislative Council to the Legislative Assembly on 18 August 2016, out of order, as it contains a clear appropriation provision contrary to section 46(1) of the *Constitution Acts Amendment Act 1889*.

I ask that the Legislative Council ensures that it strictly observes this section in relation to all future Bills.

Speaker

Legislative Assembly Chamber

Perth, 18 October 2016

**33. Standing Committee on Procedure and Privileges — Report No. 37 — Temporary Orders — 2016 (Tabled 25 November 2015)**

Continuation of remarks Hon Adele Farina — 45 mins (Wednesday, 25 November 2015) in moving the following motion —

That Recommendations 1 to 3 contained in Report No. 37 of the Standing Committee on Procedure and Privileges, *Temporary Orders — 2016*, be adopted and agreed to.

*See Tabled paper No. 3650.*

**34. Standing Committee on Estimates and Financial Operations — Report No. 62 — Provision of Information to Parliament (Tabled 19 May 2016)**

Continuation of remarks Hon Ken Travers — 45 mins (Thursday, 19 May 2016) in moving the following motion —

That pursuant to recommendation 11, the House refer to the Standing Committee on Procedure and Privileges for inquiry and report, the question as to how the Standing Orders of the Legislative Council may be amended to provide an appropriate mechanism for the consideration of *Auditor General Opinions on Ministerial Notifications* under section 24(2)(c) of the *Auditor General Act 2006*.

*See Tabled paper No. 4135.*

**35. Standing Committee on Procedure and Privileges — Report No. 39 — Reference from the House on 25 February 2015; Standing Order 97: Strangers in the Council; and Standing Order 181: Witnesses' Entitlements (Tabled 28 June 2016)**

Continuation of remarks Hon Adele Farina — 45 mins (Tuesday, 28 June 2016) in moving the following motion —

That Recommendations 1 to 3 contained in Report No. 39 of the Standing Committee on Procedure and Privileges, *Reference from the House on 25 February 2015; Standing Order 97: Strangers in the Council; and Standing Order 181: Witnesses' Entitlements*, be adopted and agreed to.

*See Tabled paper No. 4240.*

**36. Standing Committee on Procedure and Privileges — Report No. 40 — E-Petitions (Tabled 28 June 2016)**

Continuation of remarks Hon Adele Farina — 45 mins (Tuesday, 28 June 2016) in moving the following motion —

That Recommendation 1 contained in Report No. 40 of the Standing Committee on Procedure and Privileges, *E-Petitions*, be adopted and agreed to.

*See Tabled paper No. 4241.*

**37. Standing Committee on Procedure and Privileges — Report No. 41 — Recall of the Legislative Council** (*Tabled 13 September 2016*)

Continuation of remarks Hon Adele Farina — 45 mins (Tuesday, 13 September 2016) in moving the following motion —

That Recommendation 1 contained in Report No. 40 of the Standing Committee on Procedure and Privileges, *Recall of the Legislative Council*, be adopted and agreed to.

*See Tabled paper No. 4479.*

**38. Standing Committee on Procedure and Privileges – Report No. 42 – Joint Standing Committee on the Corruption and Crime Commission — Terms of Reference** (*Tabled 13 October 2016*)

Continuation of remarks Hon Adele Farina — 45 mins (Thursday, 13 October 2016) in moving the following motion —

That Recommendation 1 contained in Report No. 42 of the Standing Committee on Procedure and Privileges, *Terms of Reference*, be adopted and agreed to.

*See Tabled paper No. 4772.*

**39. Standing Committee on Procedure and Privileges – Report No. 43 – Standing Order 5: Days and Times of Meeting; and other miscellaneous matters** (*Tabled 13 October 2016*)

Continuation of remarks Hon Adele Farina — 45 mins (Thursday, 13 October 2016) in moving the following motion —

That Recommendations 1A, 2 and 3 contained in Report No. 43 of the Standing Committee on Procedure and Privileges, *Standing Order 5: Days and Times of Meeting; and other miscellaneous matters*, be adopted and agreed to.

*See Tabled paper No. 4773.*

**40. Standing Committee on Uniform Legislation and Statutes Review — Report No. 103 — National Electricity (Western Australia) Bill 2016, National Gas Access (WA) Amendment Bill 2016 and Energy Legislation Amendment and Repeal Bill 2016** (*Tabled 22 September 2016*)

Continuation of remarks Hon Kate Doust — 45 mins (Thursday, 22 September 2016) in moving the following motion —

That the Legislative Council refer clause 30 of the *Energy Legislation Amendment and Repeal Bill 2016* to the Standing Committee on Legislation or another Committee and that that Committee have the power to inquire into and report on the policy of that clause.

*See Tabled paper No. 4653.*

**41. Climate Change Readiness (Coastal Planning and Protection) Bill 2013** [*LC 20–1B*] *Hon Lynn MacLaren*

Second reading continuation of remarks Hon Adele Farina (Thursday, 15 September 2016).

**42. Asbestos Diseases Compensation Bill 2013** [*LC 34–1*] *Hon Kate Doust*

Second reading continuation of remarks Hon Adele Farina — 26 mins (Thursday, 26 November 2015).

**43. Same-Sex Marriage Bill 2013** [*LC 58–1*] *Hon Lynn MacLaren*

Second reading adjourned (Thursday, 12 December 2013).

**44. Free Range Eggs Labelling Bill 2013** [*LC 45–1B*] *Hon Lynn MacLaren*

Second reading adjourned (Thursday, 12 December 2013).

**45. Road Traffic Amendment (Keeping Safe Distances from Bicycles) Bill 2014 [LC 63–1]**  
*Hon Lynn MacLaren*

Second reading continuation of remarks Hon Jim Chown — 44 mins (Thursday, 16 October 2014).

**46. Biodiversity Legislation (Priority Reforms) Bill 2014 [LC 64–1]** *Hon Lynn MacLaren*

Second reading resumption of debate adjourned Hon Robin Chapple (Thursday, 15 May 2014).

**47. Mining (Community Protection) Amendment Bill 2015 [LC 126–1]** *Hon Robin Chapple*

Second reading adjourned (Thursday, 3 December 2015).

**48. Prevention of Forced Closure of Remote Aboriginal Communities Bill 2016 [LC 191–1]**  
*Hon Robin Chapple*

Second reading adjourned (Thursday, 30 June 2016).

**49. Local Government — Forced Amalgamations** (*Moved 12 September 2013*)

Continuation of introductory remarks Hon Lynn MacLaren — 16 mins (Thursday, 12 September 2013) in moving the motion as follows –

That the Council calls upon the Barnett Government to —

- (a) acknowledge the outpouring of community concern regarding the Government’s process for forced local government amalgamations;
- (b) not proceed with removing the Dadour Amendment from the *Local Government Act 1995*;
- (c) recognise the principle that local communities should be the drivers of policies in relation to council amalgamation; and
- (d) consider that changes to Council boundaries should consider shared communities of interest.

*Total time remaining on motion – 1hr 16mins.*

**50. Gender Diversity on Public and Private Sector Boards** (*Moved 31 October 2013*)

Continuation of remarks Hon Simon O’Brien — 7 mins (Thursday, 31 October 2013) on the motion of Hon Alanna Clohesy as follows –

That this Council recognises the social and economic benefits that are gained by encouraging greater gender diversity on public and private sector boards and in senior decision-making positions and calls on the Barnett Government to be more pro-active in this area.

*Total time remaining on motion – 13 mins.*

**51. Renewable Energy** (*Moved 20 March 2014*)

Resumption of debate adjourned (Thursday, 20 March 2014) on the motion of Hon Robin Chapple as follows –

That this Council calls on the Government to provide information —

- (a) on how it sees renewables as an economic energy option; and
- (b) what weighting it puts on renewables to reduce greenhouse gas emissions.

*Total time remaining on motion – 35 mins.*

**52. Bicycle Infrastructure** (*Moved 26 March 2015*)

Continuation of introductory remarks Hon Lynn MacLaren — 5 mins (Thursday, 26 March 2015) in moving the following motion –

That this Council calls upon the State Government to accelerate funding for high quality on-road cycling infrastructure to boost cycling participation and help reduce the number of cycling fatalities on our roads.

*Total time remaining on motion – 1 hr 5 mins.*

**53. Ministerial Direction from the Minister for Transport to Fremantle Port Authority Fremantle Port Divestment – Standing Committee on Estimates and Financial Operations** (*Moved 16 February 2016*)

Consideration. *See Tabled paper No. 3759.*

**54. Road Safety** (*Moved 17 March 2016*)

Resumption of debate adjourned Hon Alanna Clohesy — 8 mins (Thursday, 17 March 2016), on the motion of Hon Martin Aldridge as follows –

That this House —

- (a) notes the considerable loss of life and serious injuries suffered on our roads, particularly our regional roads;
- (b) recognises the collective responsibility in addressing this great challenge; and
- (c) discuss strategies for combating further loss of life and serious injuries which have a significant detrimental impact on our community and economy.

*Total time remaining on motion – 9 mins.*

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**CONSIDERATION OF COMMITTEE REPORTS**

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**1. Joint Standing Committee on Audit – Report No. 7 – Review of the Operation and Effectiveness of the Auditor General Act 2006** (*Tabled 25 August 2016*)

Resumption of postponed debate (Wednesday, 12 October 2016). *See Tabled paper No. 4431.*

**2. Select Committee into the Operations of the Royal Society for the Prevention of Cruelty to Animals Western Australia (Inc) – Report No. 1 – Select Committee into the Operations of the Royal Society for the Prevention of Cruelty to Animals Western Australia (Inc)** (*Tabled 19 May 2016*)

Resumption of postponed debate (Wednesday, 12 October 2016) on motion of Hon Sue Ellery that the report be noted. *See Tabled paper No. 4137. See Government Response Tabled paper No. 4410.*

**3. Standing Committee on Public Administration – Report No. 27 – Government Response to Report 26: Transport of Persons in Custody** (*Tabled 13 September 2016*)

Resumption of debate adjourned Hon Liz Behjat (Wednesday, 12 October 2016) on motion of Hon Liz Behjat that the report be noted.

Consideration. *See Tabled paper No. 4492.*

*(After 37 minutes Temporary Order 5 applies)*

**4. Standing Committee on Estimates and Financial Operations – Report No. 67 – Budget Estimates Hearings 2016-17** (*Tabled 15 September 2016*)

Resumption of debate adjourned (Wednesday, 12 October 2016) on motion of Hon Alanna Clohesy that the report be noted.

Consideration. *See Tabled paper No. 4527.*

*(After 50 minutes Temporary Order 5 applies)*

**5. Standing Committee on Environment and Public Affairs – Report No. 45 – Petition Number 59 – Bio-Organics composting facility, Oakford** (*Tabled 15 September 2016*)

Consideration. *See Tabled paper No. 4528.*

**6. Standing Committee on Estimates and Financial Operations – Report No. 68 – 2015-16 Annual Report Hearings – Revised Timetable (Tabled 21 September 2016)**

Consideration. *See Tabled paper No. 4601.*

**7. Standing Committee on Estimates and Financial Operations – Report No. 69 – 2016-16 Annual Report Hearings (Tabled 11 October 2016)**

Consideration. *See Tabled paper No. 4703.*

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**BILLS REFERRED TO COMMITTEES**

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**1. Statutes (Repeals) Bill 2016 [LC 214–1] Attorney General**

Now stands referred to the Standing Committee on Uniform Legislation and Statutes Review for consideration and report.

Second reading adjourned (Thursday, 15 September 2016).

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**MATTERS REFERRED TO COMMITTEES**

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**1. Standing Committee on Procedure and Privileges – Referral of a Matter of Privilege raised by Hon Sue Ellery MLC (Referred 22 March 2016)**

In relation to an answer to Legislative Council question without notice No. 176 asked by the Leader of the Opposition, Hon Sue Ellery, and answered on 12 March 2014 by the Leader of the House, the Hon Peter Collier, in his capacity as the Minister representing the Premier —

- (1) Did Ms Rachael Turnseck commit a contempt of this House or any breach of its privileges?
- (2) Did Mr Stephen Home commit a contempt of this House or any breach of its privileges?
- (3) Did any other person or body commit a contempt of this House or any breach of its privileges?

*Pursuant to Standing Order 163, Hon Sue Ellery is substituted for Hon Kate Doust for the duration of this inquiry. See Tabled paper No. 3975.*

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## COMMITTEE INITIATED INQUIRIES

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**1. Joint Standing Committee on the Corruption and Crime Commission — Inquiry into the efficiency and timeliness of the current appointment process for Commissioners and Parliamentary Inspectors of the CCC (Notice given 17 May 2016)**

Resolution of the Committee on 11 May 2016 to commence an Inquiry into the efficiency and timeliness of the current appointment process for Commissioners and Parliamentary Inspectors of the CCC, including enquiring into —

- (a) the current operation of sections 9, 14, 189 and 193 of the *Corruption, Crime and Misconduct Act 2003*;
- (b) the role played by each of the agencies in discharging their responsibilities under sections 9, 14, 189 and 193 of the *Corruption, Crime and Misconduct Act 2003*; and
- (c) any alternate models used for similar appointments in other jurisdictions. Ω

**2. Joint Standing Committee on the Corruption and Crime Commission — Inquiry into the Corruption and Crime Commission being able to prosecute its own charges (Notice given 26 June 2014)**

Resolution of the Committee on 25 June 2014 to commence an Inquiry into the Corruption and Crime Commission being able to prosecute its own charges. *See Tabled paper No. 1643. Extension of reporting date to 30 December 2015 (Tuesday, 19 May 2015) See Tabled paper No. 2886.*

Joint Standing Committee on the Corruption and Crime Commission Report 23, *Suspension of the Committee's Inquiry into the CCC being able to prosecute its own charges. See Tabled paper No. 3164.*

The Inquiry recommenced on 21 July 2016 with a reporting date of 17 November 2016 and revised terms of reference adopted. The Committee will enquire into —

- (a) the operation of the State's prosecution system in relation to Corruption and Crime Commission matters subsequent to the Court of Appeal decision in the case *A v Maughan [2016] WASCA*;
- (b) arrangements for the prosecution of offences associated with corrupt conduct and misconduct in other jurisdictions; and
- (c) any amendments required to the *Corruption, Crime and Misconduct Act 3003* following the Court of Appeal decision in the case of *A v Maughan [2016] WASCA*. Ω

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## STATUTORY INQUIRIES

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**1. Joint Standing Committee on Audit — Inquiry into the Office of the Auditor General (Notice given 8 August 2013)**

Resolution of the Committee on 3 July 2013 to commence an Inquiry into the budget, organisational structure and resourcing needs of the Office of the Auditor General [SO 179(2)]. *See Tabled paper No. 507.*

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**GOVERNMENT RESPONSES**

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<i>Committee</i>	<i>Minister</i>	<i>Due Date</i>
<p>Ω Joint Standing Committee for the Commissioner for Children and Young People</p> <p><i>Report No. 7 – Everybody’s Business. An examination into how the Commissioner for Children and Young People can enhance WA’s response to child abuse</i></p> <p>Tabled 23 June 2016. TP #4235</p>	<p>Attorney General Minister for Education</p>	16 September 2016
<p>Joint Standing Committee on Audit</p> <p><i>Report No. 7 – Review of the operation and effectiveness of the Auditor General Act 2006</i></p> <p>Tabled 25 August 2016. TP #4431</p>	<p>Attorney General representing the Treasurer</p>	25 October 2016
<p>Standing Committee on Estimates and Financial Operations</p> <p><i>Report No. 65 – Agency Annual Report Hearings 2014-15</i></p> <p>Tabled 25 August 2016. TP #4430</p>	<p>Leader of the House</p>	25 October 2016
<p>Joint Standing Committee on Delegated Legislation</p> <p><i>Report No. 87 – Observations arising from the Committee review of the City of Joondalup Local Government and Public Property Amendment Local Law 2015</i></p> <p>Tabled 8 September 2016. TP #4474</p>	<p>Minister for Local Government</p>	8 November 2016

<i>Committee</i>	<i>Minister</i>	<i>Due Date</i>
Standing Committee on Public Administration Report No. 27 – <i>Government Response to Report 26: Transport of Persons in Custody</i> Tabled 13 September 2016. TP #4492	Leader of the House	13 November 2016
Standing Committee on Estimates and Financial Operations Report No. 67 – <i>Budget Estimates Hearings 2016-17</i> Tabled 20 September 2016. TP #4527	Premier Treasurer	15 November 2016
Standing Committee on Environment and Public Affairs Report No. 45 – <i>Petition Number 59 – Bio-Organics composting facility, Oakford</i> Tabled 20 September 2016. TP #4528	Minister for Environment	15 November 2016

\* For amendments see Supplementary Notice Paper and/or Committee Report

Ω Note: Legislative Assembly Standing Orders apply.

# Note: Legislative Assembly Standing Order 277(1) applies.

For a list of all Petitions tabled see cumulative Tabled Paper list.

^ Leave granted to continue remarks at the next day's sitting.

**NIGEL PRATT**

Clerk of the Legislative Council