

LEGISLATIVE COUNCIL

MINUTES OF PROCEEDINGS

No. 40

TUESDAY, 26 NOVEMBER 2013

1. Meeting of Council

The Council assembled at 3.00pm pursuant to order.

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

2. Petitions

Hon Sue Ellery presented a petition from 3,089 petitioners requesting the Legislative Council to investigate the impact of staffing and budget cuts occurring in public schools. (Tabled Paper 1042).

Hon Stephen Dawson presented a petition from 479 petitioners requesting the Legislative Council to oppose the plans to introduce a \$4,000 fee for dependent children of 457 Visa holders to attend public school. (Tabled Paper 1043).

3. Ministerial Statement — White Ribbon Day

The Minister for Child Protection made a Ministerial Statement with respect to White Ribbon Day and International Day for the Elimination of Violence against Women.

4. Ministerial Statement — Victims of Crime Act 1994 — Statutory Review

The Attorney General made a Ministerial Statement with respect to the final report of the 2011 statutory review of the *Victims of Crime Act 1994*.

The Attorney General tabled the *Report on the 2011 Review of the Victims of Crime Act 1994*. (Tabled Paper 1044).

5. Ministerial Statement — Law Reform Commission of Western Australia — Complaints Against Judiciary — Final Report

The Attorney General made a Ministerial Statement with respect to the final report of Project No. 102 of the Law Reform Commission of Western Australia in relation to complaints against the judiciary.

The Attorney General tabled the *Complaints Against Judiciary Final Report*. (Tabled Paper 1045).

6. Papers

The following Papers were laid on the Table by —

Attorney General

Annual Reports —

Australian Crime Commission — Assumed Identities (2012–2013) Pursuant to section 76(1) of the Criminal Investigation (Covert Powers) Act 2012 (W.A.)
(Date received 25/11/2013)..... 1038

Reports —

Corruption and Crime Commission of Western Australia Compliance Report into the Criminal Investigation (Covert Powers) Act 2012 (Date received 25/11/2013)..... 1039

Road Safety Council Report on Activities (2012–2013) (Date received 25/11/2013).....	1040
Western Australia Police — Assumed Identities (Report No. 1) (March 2013 to 30 June 2013) Pursuant to section 76(1) of the Criminal Investigation (Covert Powers) Act 2012 (W.A.) (Date received 25/11/2013).....	1041

7. Standing Committee on Uniform Legislation and Statutes Review — Report No. 83 — Unclaimed Money (Superannuation and RSA Providers) Amendment and Expiry Bill 2013

Hon Kate Doust presented Report No. 83 of the Standing Committee on Uniform Legislation and Statutes Review, *Unclaimed Money (Superannuation and RSA Providers) Amendment and Expiry Bill 2013*. (Tabled Paper 1046).

8. Criminal Code Amendment (Child Sex Offences) Bill 2013

The Attorney General: To move on the next day of sitting —

That a Bill for “An Act to amend *The Criminal Code*.” be introduced and read a first time.

9. Criminal Code Amendment (Unlawful Possession) Bill 2013

The Attorney General: To move on the next day of sitting —

That a Bill for “An Act to amend *The Criminal Code* and to amend various other Acts as a consequence.” be introduced and read a first time.

10. Warehousemen’s Liens Amendment Bill 2013

The Attorney General: To move on the next day of sitting —

That a Bill for “An Act to amend the *Warehousemen’s Liens Act 1952*.” be introduced and read a first time.

11. Electricity Corporations Amendment Bill 2013

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

12. Questions Without Notice

Questions without notice were taken.

The Leader of the House representing the Premier, by leave incorporated into Hansard, a tabular breakdown of public service redundancies since 8 August 2013, in response to a question without notice asked by Hon Sue Ellery.

The Leader of the House representing the Minister for Racing and Gaming tabled a document in relation to the Racecourse Infrastructure Grants Program, in response to a question without notice asked by Hon Darren West. (Tabled Paper 1047).

The Minister for Agriculture and Food, by leave incorporated into Hansard, a response to question without notice No. 842 asked by Hon Samantha Rowe.

The Minister for Agriculture and Food representing the Minister for Regional Development, in accordance with Standing Order No. 107(2), advised that answers to questions on notice Nos 356 and 357 asked by Hon Robin Chapple will be provided on 4 December 2013.

13. Electricity Corporations Amendment Bill 2013

Debate resumed on the second reading of this Bill (*see item 11 above*).

Point of Order

The Minister for Mental Health raised the following Point of Order —

The comment about “you are a bully” I think goes beyond the boundaries that are appropriate for parliamentary language to another Member of Parliament. I would leave it to you to ask the Member to withdraw that statement.

Acting President's Ruling

The Acting President ruled as follows —

Generally, when considering our parliamentary practices, where we draw the line is at name-calling. Therefore, it is all very well for robust debate to take place, but we do not call people by names, except for their normal terms of address that are recognised in the House.

As I was indicating, it has been the long-established practice of this House that we avoid offensive words and in this case actual name-calling, because it is highly disorderly and it does not contribute to the good conduct of the House.

I make the observation that a Member did object to the Presiding Member in accordance with Standing Order 45 and did so immediately the word was used.

Just to make it crystal clear, I have asked Hon Ljiljana Ravlich to withdraw the remark, or I am asking her to withdraw that remark, so that the House can then proceed with the continuation of this order of the day.

Hon Ljiljana Ravlich withdrew her remark.

Debate resumed.

Interruption pursuant to order.

14. Members' Statements

Statements were taken.

15. Adjournment

The Council adjourned at 9.50pm until Wednesday, 27 November 2013 at 2.00pm.

Members present during the day's proceedings

Attendance: Present all Members except Hon Adele Farina and Hon Nick Goiran.

NIGEL LAKE

Acting Clerk of the Legislative Council

HON BARRY HOUSE

President of the Legislative Council