

LEGISLATIVE COUNCIL
THURSDAY, 19 SEPTEMBER 2013

10.00am

Prayers

10.00AM - ORDER OF BUSINESS

Condolence Motions

Petitions

(Hon Alanna Clohesy)

Statements by Ministers and Parliamentary Secretaries

Papers for Tabling

(President)

(Leader of the House)

(Minister for Mental Health)

(Hon Nick Goiran)

(Hon Ljiljanna Ravlich)

Notice of Questions

Notices of Motions to Introduce Bills

Notices of Motions for Disallowance

Notices of Motions

Motions without Notice

Non-Government Business

Private Members Business

Orders of the Day

4.30pm Questions without Notice

5.00pm Orders of the Day (continued)

5.20pm Members' Statements

6.00pm House adjourns

NON-GOVERNMENT BUSINESS

1. Western Australia's Finances

Hon Sally Talbot to move —

That this Council condemns the Barnett Government for —

- (a) misleading the Western Australian people before the 2013 State election about the true nature of Western Australia's finances; and
- (b) its financial mismanagement which has now resulted in broken promises and cuts to essential services.

PRIVATE MEMBERS' BUSINESS

1. Elder Abuse

Hon Nick Goiran to move —

That the Council —

- (a) acknowledge the growing problem of elder abuse in Western Australia;
- (b) commend the work of non-government and government programs to prevent elder abuse; and
- (c) calls on the whole community to work together to eliminate elder abuse in all its forms.

ORDERS OF THE DAY

[NB: It is intended that Orders of the Day Nos 2, 3, 4, 5, 6, 7, 8, 9, 11 and 16 be discharged]

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

Moved *pro forma* (SO 66(3)) 13 August 2013 on the motion of Hon Lynn MacLaren (Days remaining 5 after today (Indicative date — 16 October 2013))

That *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*, tabled in the Legislative Council on 15 May 2013 under section 42(4)(b) of the *Land Administration Act 1997*, be and is hereby disallowed. (Tabled paper 297).

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2. Children's Court (Fees) Amendment Regulations (No. 2) 2012 – Disallowance

Moved *pro forma* (SO 66(3)) 8 August 2013 on the motion of Hon Ljiljanna Ravlich (Days remaining 7 after today (Indicative date — 23 October 2013))

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Children's Court (Fees) Amendment Regulations (No. 2) 2012* published in the *Gazette* on 30 November 2012 and tabled in the Legislative Council on 14 May 2013 under the *Children's Court of Western Australia Act 1988*, be and are hereby disallowed. (Tabled paper 96).

3. Civil Judgments Enforcement Amendment Regulations 2012 – Disallowance

Moved *pro forma* (SO 66(3)) 8 August 2013 on the motion of Hon Ljiljanna Ravlich (Days remaining 7 after today (Indicative date — 23 October 2013))

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Civil Judgments Enforcement Amendment Regulations 2012* published in the *Gazette* on 30 November 2012 and tabled in the Legislative Council on 14 May 2013 under the *Civil Judgments Enforcement Act 2004*, be and are hereby disallowed. (Tabled paper 97).

4. Coroners Amendment Regulations 2012 – Disallowance

Moved *pro forma* (SO 66(3)) 8 August 2013 on the motion of Hon Ljiljanna Ravlich (Days remaining 7 after today (Indicative date — 23 October 2013))

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Coroners Amendment Regulations 2012* published in the *Gazette* on 30 November 2012 and tabled in the Legislative Council on 14 May 2013 under the *Coroners Act 1996*, be and are hereby disallowed. (Tabled paper 102).

5. District Court (Fees) Amendment Regulations (No. 3) 2012 – Disallowance

Moved *pro forma* (SO 66(3)) 8 August 2013 on the motion of Hon Ljiljanna Ravlich (Days remaining 7 after today (Indicative date — 23 October 2013))

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *District Court (Fees) Amendment Regulations (No. 3) 2012* published in the *Gazette* on 30 November 2012 and tabled in the Legislative Council on 14 May 2013 under the *District Court of Western Australia Act 1969*, be and are hereby disallowed. (Tabled paper 106).

6. Evidence (Video and Audio Links Fees and Expenses) Amendment Regulations (No. 2) 2012 – Disallowance

Moved *pro forma* (SO 66(3)) 8 August 2013 on the motion of Hon Ljiljanna Ravlich (Days remaining 7 after today (Indicative date — 23 October 2013))

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Evidence (Video and Audio Links Fees and Expenses) Amendment Regulations (No. 2) 2012* published in the *Gazette* on 30 November 2012 and tabled in the Legislative Council on 14 May 2013 under the *Evidence Act 1906*, be and are hereby disallowed. (Tabled paper 108).

7. Magistrates Court (Fees) Amendment Regulations (No. 3) 2012 – Disallowance

Moved *pro forma* (SO 66(3)) 8 August 2013 on the motion of Hon Ljiljanna Ravlich (Days remaining 7 after today (Indicative date — 23 October 2013))

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Magistrates Court (Fees) Amendment Regulations*

(No. 3) 2012 published in the *Gazette* on 30 November 2012 and tabled in the Legislative Council on 14 May 2013 under the *Magistrates Court Act 2004*, be and are hereby disallowed. (Tabled paper 119).

8. State Administrative Tribunal Amendment Regulations (No. 3) 2012 – Disallowance

Moved *pro forma* (SO 66(3)) 8 August 2013 on the motion of Hon Ljiljanna Ravlich (Days remaining 7 after today (Indicative date — 23 October 2013))

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *State Administrative Tribunal Amendment Regulations (No. 3) 2012* published in the *Gazette* on 30 November 2012 and tabled in the Legislative Council on 14 May 2013 under the *State Administrative Tribunal Act 2004*, be and are hereby disallowed. (Tabled paper 123).

9. Supreme Court (Fees) Amendment Regulations (No. 3) 2012 – Disallowance

Moved *pro forma* (SO 66(3)) 8 August 2013 on the motion of Hon Ljiljanna Ravlich (Days remaining 7 after today (Indicative date — 23 October 2013))

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Supreme Court (Fees) Amendment Regulations (No. 3) 2012* published in the *Gazette* on 30 November 2012 and tabled in the Legislative Council on 14 May 2013 under the *Supreme Court Act 1935*, be and are hereby disallowed. (Tabled paper 125).

10. City of Fremantle Plastic Bag Reduction Local Law 2012 – Disallowance

Moved *pro forma* (SO 66(3)) 8 August 2013 on the motion of Hon Ljiljanna Ravlich (Days remaining 7 after today (Indicative date — 23 October 2013))

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *City of Fremantle Plastic Bag Reduction Local Law 2012* published in the *Gazette* on 22 February 2013 and tabled in the Legislative Council on 14 May 2013 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled paper 59).

11. Mindarie Regional Council Waste Facility Site Amendment Local Law 2013 – Disallowance

Moved *pro forma* (SO 66(3)) 13 August 2013 on the motion of Hon Ljiljanna Ravlich (Days remaining 8 after today (Indicative date — 24 October 2013))

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Mindarie Regional Council Waste Facility Site Amendment Local Law 2013* published in the *Gazette* on 15 March 2013 and tabled in the Legislative Council on 15 May 2013 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled paper 220).

12. Legal Profession Conduct Amendment Rules 2013 – Disallowance

Moved *pro forma* (SO 66(3)) 13 August 2013 on the motion of Hon Ljiljanna Ravlich (Days remaining 8 after today (Indicative date — 24 October 2013))

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Legal Profession Conduct Amendment Rules 2013* published in the *Gazette* on 5 April 2013 and tabled in the Legislative Council on 15 May 2013 under the *Legal Profession Act 2008*, be and are hereby disallowed. (Tabled paper 231).

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13. Town of Victoria Park Parking and Parking Facilities Amendment Local Law 2013 – Disallowance

Moved *pro forma* (SO 66(3)) 13 August 2013 on the motion of Hon Ljiljanna Ravlich (Days remaining 8 after today (Indicative date — 24 October 2013))

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Town of Victoria Park Parking and Parking Facilities Amendment Local Law 2013* published in the *Gazette* on 5 April 2013 and tabled in the Legislative Council on 15 May 2013 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled paper 220).

14. Supreme Court Amendment Rules 2013 – Disallowance

Moved *pro forma* (SO 66(3)) 13 August 2013 on the motion of Hon Ljiljanna Ravlich (Days remaining 8 after today (Indicative date — 24 October 2013))

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Supreme Court Amendment Rules 2013* published in the *Gazette* on 23 April 2013 and tabled in the Legislative Council on 15 May 2013 under the *Supreme Court Act 1935*, be and are hereby disallowed. (Tabled paper 233).

15. Firearms Amendment Regulations 2013 – Disallowance

Moved *pro forma* (SO 66(3)) 14 August 2013 on the motion of Hon Rick Mazza (Days remaining 9 after today (Indicative date — 29 October 2013))

That the *Firearms Amendment Regulations 2013* published in the *Gazette* on 28 June 2013 and tabled in the Legislative Council on 7 August 2013 under the *Firearms Act 1973*, be and are hereby disallowed. (Tabled paper 446).

16. Town of Claremont Parking Local Law 2013 – Disallowance

Moved *pro forma* (SO 66(3)) 12 September 2013 on the motion of Hon Ljiljanna Ravlich (Days remaining 13 after today (Indicative date — 20 November 2013))

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).

17. Fire Brigades Amendment Regulations 2013 – Disallowance

Moved *pro forma* (SO 66(3)) 12 September 2013 on the motion of Hon Ljiljanna Ravlich (Days remaining 13 after today (Indicative date — 20 November 2013))

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).

18. Estimates of Revenue and Expenditure – Consolidated Fund Estimates 2013–2014 (*Notice given 8 August 2013*) Minister for Mental Health representing the Treasurer

Resumption of debate adjourned Leader of the House (Wednesday, 18 September 2013) on the motion of the Minister for Mental Health representing the Treasurer as follows –

That pursuant to Standing Order No. 68(1) the Legislative Council take note of Tabled Paper No. 506A-E (2013–2014 Budget Statements), laid upon the Table of the House on Thursday, 8 August 2013.

(Days remaining 1 after today – SO 68(2))

21. [Revenue Laws Amendment Bill 2013](#) [LA 29–1] *Leader of the House representing the Minister for Finance*

Second reading resumption of debate adjourned (Wednesday, 18 September 2013).

22. [Courts and Tribunals \(Electronic Processes Facilitation\) Bill 2013](#) [LC 24–1] *Attorney General*

Second reading adjourned (Wednesday, 11 September 2013).

23. [Land Tax Amendment Bill 2013](#) [LA 30–1] *Leader of the House representing the Minister for Finance*

Second reading adjourned (Thursday, 12 September 2013).

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

Second reading adjourned (Thursday, 20 June 2013).

BILLS AWAITING SECOND READING

27. [Royal Perth Hospital Protection Bill 2013](#) [LA 9–1] *Hon Sue Ellery*

Second reading (Thursday, 27 June 2013).

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

MALCOLM PEACOCK

Clerk of the Legislative Council

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