

LEGISLATIVE COUNCIL  
WEDNESDAY, 23 NOVEMBER 2011

2.00pm

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Prayers

**2.00PM - ORDER OF BUSINESS**

Notification of Royal Assent - Message No. 44

Petitions

Statements by Ministers and Parliamentary Secretaries

(Minister for Electoral Affairs)

(Minister for Commerce)

(Minister for Mental Health)

Papers for Tabling

(President)

(Minister for Child Protection)

(Minister for Mental Health)

(Parliamentary Secretary representing the Attorney General)

Notice of Questions

Notices of Motions to Introduce Bills

(Hon Ljiljanna Ravlich)

Notices of Motions for Disallowance

(Hon Sally Talbot)

Notices of Motions

Motions without Notice

Motions on Notice

4.30pm Questions without Notice

5.00pm Committee Reports and Ministerial Statements

7.30pm Orders of the Day

9.45pm Members' Statements

10.25pm House adjourns

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## MOTIONS ON NOTICE

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### 1. **Marine Park Planning** (*Notice given 18 November 2010*)

Continuation of remarks Hon Jon Ford - 25 mins (Wednesday, 9 November 2011) on the motion of Hon Sally Talbot as follows -

That this House condemns the Government for taking an old-fashioned, piecemeal and politically-driven approach to Marine Park planning in Western Australia.

*Total time remaining on motion - 2hrs 55mins.*

### 2. **Water Restrictions** (*Notice given 18 November 2010*)

Hon Jon Ford: To move -

That this House calls on the Government to immediately address its mishandling of the water portfolio which has resulted in continuing water restrictions across the metropolitan region and lack of proper planning for an adequate future water supply, particularly for Pilbara communities.

### 3. **Occupational Safety and Health Regulations 1996** (*Notice given 24 November 2010*)

Hon Alison Xamon: To move -

That, pursuant to section 42(4)(a) of the *Interpretation Act 1984*, the *Occupational Safety and Health Regulations 1996* is amended by inserting the following after regulation 3.62(b)(ii) —

- (iii) if the person holds a certificate of competency in the use of a portable appliance tester - the person's certificate of competency number.

and, if so resolved, the Legislative Assembly be requested to pass a similar resolution.

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## CONSIDERATION OF COMMITTEE REPORTS AND MINISTERIAL STATEMENTS

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### 1. [Standing Committee on Environment and Public Affairs - Report No. 22 - Overview of Petitions](#) - **Committee Report** (*Deemed Tabled 18 July 2011 pursuant to Standing Order 338*)

Continuation of remarks Hon Lynn MacLaren - 9 mins (Wednesday, 9 November 2011) on the motion of Hon Brian Ellis that the report be noted.

*Total time remaining on motion - 49 mins.*

*See Tabled paper No. 3474.*

The business listed for today's sitting and sequence in which it is to be considered may be altered by the House without notice. Members and other persons are advised to check the status of an item in which they have an interest in the course of today's sitting. Electronic version available on the Parliament's Internet site at [www.parliament.wa.gov.au](http://www.parliament.wa.gov.au).

2. **Mining and Petroleum Industry - Approvals Process Review - Ministerial Statement and Tabled Paper** *Minister for Mines and Petroleum (Given 12 August 2009)*

Consideration. *See Tabled paper No. 1032.*

3. [\*\*Standing Committee on Environment and Public Affairs - Report No. 23 - Inquiry into the Transportation of Detained Persons: The Implementation of the Coroner's Recommendations in Relation to the Death of Mr Ward and Related Matters - Committee Report\*\*](#) *(Deemed Tabled 18 July 2011 pursuant to Standing Order 338)*

Consideration. *See Tabled paper No. 3475.*

4. **Esperance Port Authority - Nickel Sulphide Concentrate - Resignation of Chief Executive Officer - Ministerial Statement** *Minister for Transport (Given 18 August 2009)*

Consideration.

5. [\*\*Standing Committee on Estimates and Financial Operations - Report No. 32 - Budget of the Office of the Auditor General and Review of Auditor General's Audit Results Report - Annual 2009/10 Assurance Audits - Committee Report\*\*](#) *(Tabled 9 August 2011)*

Consideration. *See Tabled paper No. 3487.*

6. **Australian Bravery Medal - Ministerial Statement** *Minister for Environment (Given 18 August 2009)*

Consideration.

7. [\*\*Standing Committee on Estimates and Financial Operations - Report No. 33 - Annual Report for the year ending 31 December 2010 - Committee Report\*\*](#) *(Tabled 9 August 2011)*

Consideration. *See Tabled paper No. 3488.*

8. **Small Business Advocate - Ministerial Statement** *Parliamentary Secretary representing the Minister for Commerce (Given 18 August 2009)*

Consideration.

9. [\*\*Standing Committee on Uniform Legislation and Statutes Review - Report No. 64 - Information Report on Uniform Scheme Structures - Committee Report\*\*](#) *(Tabled 31 August 2011)*

Consideration. *See Tabled paper No. 3651.*

10. **Water Resources - Winter Sprinkler Ban Trial - Ministerial Statement** *Parliamentary Secretary representing the Minister for Water (Given 20 August 2009)*

Consideration.

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## ORDERS OF THE DAY

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*[N.B. It is intended that Order of the Day No. 2 be discharged]*

### 1. City of Gosnells Waste Local Law 2011 - Disallowance

Moved *pro forma* (SO 152(b)) 18 October 2011 on the motion of Hon Sally Talbot (Question to be put at the next day's sitting)

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *City of Gosnells Waste Local Law 2011* published in the *Gazette* on 22 July 2011 and tabled in the Legislative Council on 10 August 2011 under the *Waste Avoidance and Resource Recovery Act 2007* be and is hereby disallowed. (Tabled paper 3557).

### 2. City of South Perth Dog Local Law 2011 - Disallowance

Moved *pro forma* (SO 152(b)) 18 October 2011 on the motion of Hon Sally Talbot (Question to be put at the next day's sitting)

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *City of South Perth Dog Local Law 2011* published in the *Gazette* on 21 July 2011 and tabled in the Legislative Council on 10 August 2011 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled paper 3541).

### 3. Taxi Amendment Regulations (No. 3) 2011 - Disallowance

Moved *pro forma* (SO 152(b)) 18 October 2011 on the motion of Hon Ken Travers (Question to be put at the next day's sitting)

That the *Taxi Amendment Regulations (No. 3) 2011* published in the *Gazette* on 5 August 2011 and tabled in the Legislative Council on 10 August 2011 under the *Taxi Act 1994*, be and are hereby disallowed. (Tabled paper 3524).

### 9. [Manslaughter Legislation Amendment Bill 2011](#) [LA 238-1] Parliamentary Secretary representing the Attorney General

Second reading adjourned (Tuesday, 8 November 2011).

### 6. \*[Residential Tenancies Amendment Bill 2011](#) [LA 199-2] Minister for Finance representing the Minister for Housing

Committee progress clause 22 Amendment reference No. 1/22 (Tuesday, 22 November 2011). See [Standing Committee on Uniform Legislation and Statutes Review Report No. 65](#) (Tabled 1 November 2011). cf *SNP 199 Issue 5 - 22 November 2011*.

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7. [\*\*\\*Criminal Appeals Amendment \(Double Jeopardy\) Bill 2011\*\*](#) [LC 224-1]  
*Parliamentary Secretary representing the Attorney General*

Second reading continuation of remarks in reply Parliamentary Secretary representing the Attorney General (Thursday, 10 November 2011). See [Standing Committee on Uniform Legislation and Statutes Review Report No. 66](#) (Tabled 1 November 2011). *cf SNP 224 Issue 2 - 10 November 2011.*

8. [\*\*\\*Commercial Arbitration Bill 2011\*\*](#) [LA 205-2] *Parliamentary Secretary representing the Attorney General*

Second reading adjourned (Thursday, 22 September 2011). See [Standing Committee on Uniform Legislation and Statutes Review Report No. 67](#) (Tabled 8 November 2011).

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## CONSIDERATION OF COMMITTEE REPORTS

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1. [\*\*Standing Committee on Environment and Public Affairs - Report No. 22 - Overview of Petitions - Committee Report\*\*](#) (*Deemed Tabled 18 July 2011 pursuant to Standing Order 338*)

Continuation of remarks Hon Lynn MacLaren - 9 mins (Wednesday, 9 November 2011) on the motion of Hon Brian Ellis that the report be noted.

*Total time remaining on motion - 49 mins.*

*See Tabled paper No. 3474.*

11. [\*\*Joint Standing Committee on the Corruption and Crime Commission - Report No. 17 - Acting Parliamentary Inspector's Inquiry Concerning Examination Procedures by the Corruption and Crime Commission - Committee Report\*\*](#) (*Tabled 1 September 2011*)

Consideration. *See Tabled paper No. 3658.*

17. [\*\*Joint Standing Committee on the Corruption and Crime Commission - Report No. 19 - Annual Report 2010-2011 - Committee Report\*\*](#) (*Tabled 22 September 2011*)

Consideration. *See Tabled paper No. 3755.*

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

**MALCOLM PEACOCK**

Clerk of the Legislative Council