

LEGISLATIVE COUNCIL

MINUTES OF PROCEEDINGS

No. 96

THURSDAY, 16 OCTOBER 2014

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. Petitions

Hon Simon O'Brien presented a petition from 1,751 petitioners requesting the Legislative Council to instigate an independent review of the proposal to abolish and restructure existing local governments in the Perth metropolitan area. (Tabled Paper 2162).

Hon Adele Farina presented a petition from 1,029 petitioners requesting the Legislative Council to support LAMP Inc. and investigate the impact of changes to the funding of not-for-profit mental health service providers in the lower south west. (Tabled Paper 2163).

3. Papers

The following Papers were laid on the Table by —

President

Reports —

Office of the Inspector of Custodial Services – Recidivism Rates and the Impact of Treatment Programs (September 2014) (Date received 15/09/2014)..... 2158

Attorney General

Annual Reports —

Technology and Industry Advisory Council (2013–2014) (Date received 15/10/2014)..... 2159

State Emergency Management Committee (2013–2014) (Date received 15/10/2014)..... 2160

State Emergency Management Committee Secretariat (2013–2014)
(Date received 15/10/2014)..... 2161

4. Joint Standing Committee on the Commissioner for Children and Young People — Report No. 4 — 2013-2014 Annual Report

Hon Robyn McSweeney presented Report No. 4 of the Joint Standing Committee on the Commissioner for Children and Young People, *2013-2014 Annual Report*. (Tabled Paper 2164).

5. Standing Committee on Environment and Public Affairs — Report No. 36 — Review of the Government Response to Report No. 35: Inquiry into the Sandalwood Industry in Western Australia

Hon Simon O'Brien presented Report No. 36 of the Standing Committee on Environment and Public Affairs, *Review of the Government Response to Report No. 35: Inquiry into the Sandalwood Industry in Western Australia*. (Tabled Paper 2165).

6. Road Traffic Amendment (Keeping Safe Distances from Bicycles) Bill 2014

Non-Government Business No. 1 having been called for the adjourned debate on the second reading of this Bill.

Debate resumed.

Interruption pursuant to order.

7. Government Agency Efficiencies

Private Members' Business No. 1 having been called, Hon Simon O'Brien moved, without notice —

That this House considers the effectiveness exhibited by government agencies in —

- (a) applying the expensive and finite resource of officers' time in —
 - (i) membership of management committee or boards of community or industry representative organisations; and
 - (ii) attending external meetings generally,
- and
- (b) monitoring the use of grant monies provided to community organisations.

Debate ensued.

Motion lapsed.

8. Corruption and Crime Commission Amendment (Misconduct) Bill 2014

The Deputy President reported the receipt of Message No. 80 from the Legislative Assembly forwarding the Bill for concurrence.

The Attorney General moved, That the Bill be read a first time.

Question — put and passed.

Bill read a first time.

The Attorney General moved, That the Bill be read a second time.

The Attorney General tabled an Explanatory Memorandum relating to the Bill. (Tabled Paper 2166).

Debate stands adjourned.

9. Order of Business

Ordered — That Orders of the Day Nos 1, *Firearms Amendment Regulations 2014 — Disallowance*, 2, *Metropolitan Region Scheme Amendment No. 1239/41 — Gidgegannup Urban Precinct — Disallowance*, 3, *Road Traffic (Charges and Fees) Amendment Regulations (No. 6) 2014 — Disallowance*, and 4, *City of Greater Geraldton Animals, Environment and Nuisance Local Law 2014 — Disallowance*, be taken after Order of the Day No. 11, *Mines Safety and Inspection Amendment Bill 2014*. (Leader of the House).

10. Environmental Protection Amendment (Validation) Bill 2014

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

Debate resumed.

Want of Quorum

There not being a quorum present, the Deputy President gave instructions for the ringing of the Bells.

A quorum being formed, the debate continued.

11. Questions Without Notice

Questions without notice were taken.

The Parliamentary Secretary representing the Minister for Health tabled a media statement made by the Regional Director of the Western Australia Country Health Service in relation to the death of Julieka Ivanna Due at the South Hedland Health Campus on 4 August 2014, in response to a question without notice asked by Hon Robin Chapple. (Tabled Paper 2167).

The Parliamentary Secretary representing the Minister for Health tabled documents in relation to daily ambulance ramping hours for various hospitals within the metropolitan area, in response to a question without notice asked by Hon Amber-Jade Sanderson. (Tabled Paper 2168).

The Minister for Child Protection tabled documents in relation to Department for Child Protection and Family Support full time equivalent employee allocations as at 1 May 2014, in response to question on notice No. 1640 asked by Hon Stephen Dawson. (Tabled Paper 2169).

The Minister for Child Protection tabled documents in relation to Department for Child Protection and Family Support full time equivalent employee allocations as at 1 August 2014, in response to question on notice No. 1641 asked by Hon Stephen Dawson. (Tabled Paper 2170).

The Minister for Mental Health tabled documents in relation to mental health services in Warren-Blackwood and Vasse, in response to question on notice No. 1588 asked by Hon Sally Talbot. (Tabled Paper 2171).

12. Personal Explanation

Hon Adele Farina, by leave, made a personal explanation in relation to an instruction she gave from the Chair to Hon Robin Chapple relating to *sub judice* during debate on the *Environmental Protection Amendment (Validation) Bill 2014*.

13. Statement by President — Members' Desks

The President made the following Statement —

Members, before the House adjourns I would ask that you take a moment to clear your desks of personal and work material prior to leaving Parliament this evening. Tomorrow, the Legislative Council is hosting a legislative scrutiny morning workshop, during which attendees will be seated in the Chamber. Further, as I have previously mentioned, this Sunday, 19 October the Parliament will be open to the public as part of Heritage Day activities, and the floor of the Chamber will form part of the public tour route. Although any items remaining on desks tonight will be cleared by the Legislative Council administration office and retained until next week, nevertheless, to avoid inconvenience, Members are asked to check their desks before leaving tonight for any personal items or state secrets.

14. Mental Health Bill 2013

The following Message from the Legislative Assembly was reported —

Mr President

Message No. 81

The Legislative Assembly acquaints the Legislative Council that it has agreed to the amendments made by the Legislative Council in the *Mental Health Bill 2013*.

Ms J.M. Freeman

Acting Speaker

Legislative Assembly Chamber

Perth, 16 October 2014

15. Partial Revocation of State Forest No. 56

The following Message from the Legislative Assembly was reported —

Mr President

Message No. 82

The Legislative Assembly acquaints the Legislative Council that it has agreed to the following resolution —

That the proposal for the partial Revocation of State Forest No. 56, laid on the table of the Legislative Assembly on Wednesday, 15 October 2014, by command of His Excellency the Governor be carried out.

Mr N.W. Morton

Acting Speaker

Legislative Assembly Chamber

Perth, 16 October 2014

16. Environmental Protection Amendment (Validation) Bill 2014

Debate resumed on the second reading of this Bill (*see item 10 above*).

Interruption pursuant to order.

17. Members' Statements

Statements were taken.

18. Adjournment

The Council adjourned at 5.24pm until Tuesday, 21 October 2014 at 3.00pm.

Members present during the day's proceedings

Attendance: Present all Members except Hon Martin Aldridge and Hon Liz Behjat.

NIGEL PRATT

Clerk of the Legislative Council

HON BARRY HOUSE

President of the Legislative Council