

WESTERN AUSTRALIA
LEGISLATIVE COUNCIL
MINUTES OF PROCEEDINGS
No. 51
WEDNESDAY, 28 MARCH 2018

1. Meeting of Council

The Council assembled at 1.00pm pursuant to order.

The President, Hon Kate Doust, took the Chair and read prayers.

2. Petitions

Hon Adele Farina presented a petition from 271 petitioners requesting the Legislative Council to recommend passage of a bill to repeal the *Fluoridation of Public Water Supply Act 1966*. (Tabled Paper 1191).

Hon Colin Holt presented a petition from 474 petitioners requesting the Legislative Council to investigate the closure of the Bridgetown Camp School. (Tabled Paper 1192).

Hon Colin Holt presented a petition from 570 petitioners requesting the Legislative Council to oppose the closure of the Pemberton Camp School. (Tabled Paper 1193).

Hon Tjorn Sibma presented a petition from 788 petitioners requesting the Legislative Council to recommend an immediate halt to activities associated with the Joondalup and Wanneroo Road intersection overpass. (Tabled Paper 1194).

3. Ministerial Statement — Purple Day for Epilepsy Awareness

The Parliamentary Secretary to the Minister for Health made a Ministerial Statement with respect to the International Day for Epilepsy Awareness.

4. Paper

The following Paper was laid on the Table by —

Minister for Environment

Annual Reports —

Anzac Day Trust (2017) (Date received 27/03/2018) 1190

5. Building and Construction Industry Training Fund

Motion No. 1 having been called, Hon Martin Aldridge, pursuant to notice, moved —

That this House:

- (a) notes that the introduction of the Building and Construction Industry Training Fund has supported the training and employment of more than 48,000 apprentices and trainees and has helped over 340,000 industry workers to upgrade their skills;
- (b) notes the *Review of the Operation and Effectiveness of the Building and Construction Industry Training Fund and Levy Collection Act 1990* of June 2014 that recommended the amendment to regulations to withdraw the current

- exemption from the payment of the levy applying to engineering construction projects in the resources industry;
- (c) supports the amendment of regulation 3AA of the *Building and Construction Industry Training Fund and Levy Collection Regulations 1991* therefore requiring construction projects in the mining and petroleum industry to contribute to the training and skills development in the building and construction industry; and
 - (d) calls on the Government to immediately amend the regulation to support local job creation and skills development across the building and construction industry.

Debate ensued.

Hon Donna Faragher moved, without notice —

To delete paragraphs (c) and (d) and insert:

- (c) a Select Committee is to be established to consider and report on:
 - (i) whether the exemption from the definition of **construction work** and connected work granted by regulation 3AA of the *Building and Construction Industry Training Fund and Levy Collection Regulations 1991* should continue, or be removed in whole or in part;
 - (ii) the financial and other consequences arising from the *status quo* and any alteration to the current exemption; and
 - (iii) any other related matter;
- (d) the Select Committee shall consist of five members; and
- (e) the Select Committee is to report by no later than 12 months after the Committee has been established.

Debate ensued.

Interruption pursuant to order.

6. Consideration of Committee Reports

Pursuant to order for the consideration of Committee Reports.

In Committee

(Hon Simon O'Brien in the Chair)

Joint Standing Committee on the Corruption and Crime Commission — Report No. 7 — Unfinished Business — The Corruption and Crime Commission's response to the Committee's report on Dr Cunningham and Ms Atoms

Debate resumed on the motion of Hon Alison Xamon, That the Report be noted.

Pursuant to Temporary Order 4, consideration of the report was postponed until the next sitting.

Joint Standing Committee on the Corruption and Crime Commission — Report No. 1 — The efficiency and timeliness of the current appointment process for Commissioners and Parliamentary Inspectors of the CCC

Debate resumed on the motion of Hon Jim Chown, That the Report be noted.

Interruption pursuant to order.

The Acting President resumed the Chair.

The Chair of Committees reported that the Committee of the Whole House had considered the —

- (1) Joint Standing Committee on the Corruption and Crime Commission — Report No. 7 — *Unfinished Business — The Corruption and Crime Commission's response to the Committee's report on Dr Cunningham and Ms Atoms*, made progress, and seeks to sit again.
- (2) Joint Standing Committee on the Corruption and Crime Commission — Report No. 1 — *The efficiency and timeliness of the current appointment process for Commissioners and Parliamentary Inspectors of the CCC*, made progress, and seeks to sit again.

Report adopted.

7. Questions Without Notice

Questions without notice were taken.

The Minister for Regional Development representing the Minister for Tourism tabled a brief ministerial statement given by the Minister for Tourism, in response to a question without notice asked by Hon Peter Collier. (Tabled Paper 1195).

The Leader of the House representing the Minister for Local Government, by leave, incorporated into *Hansard* information in relation to “show cause” notices issued to councils, in response to a question without notice asked by Hon Donna Faragher.

The Minister for Environment representing the Minister for Housing, by leave, incorporated into *Hansard* information in relation to communities that receive bottled water through the Remote Area Essential Services Program, in response to a question without notice asked by Hon Robin Scott.

The Minister for Education and Training, by leave, incorporated into *Hansard* information in relation to funding for the Department of Education, in response to a question without notice asked by Hon Donna Faragher.

The Minister for Education and Training, by leave, incorporated into *Hansard* information in relation to meetings held to discuss program delivery at Canning College, in response to a question without notice asked by Hon Donna Faragher.

The Minister for Education and Training, by leave, incorporated into *Hansard* information in relation to School of Isolated and Distance Education costings, in response to a question without notice asked by Hon Jacqui Boydell.

The Minister for Education and Training, by leave, incorporated into *Hansard* information in relation to the Moora Residential College, in response to a question without notice asked by Hon Martin Aldridge.

The Minister for Environment representing the Minister for Police, by leave, incorporated into *Hansard* information in relation to the closure of the North West Water Police Unit, in response to a question without notice asked by Hon Ken Baston.

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The Minister for Agriculture and Food tabled a report entitled *Department of Agriculture and Food — Northern Beef Futures Valuing Security of Supply*, in response to question on notice No. 514 asked by Hon Robin Chapple. (Tabled Paper 1196).

8. Order of Business

Ordered — That Orders of the Day Nos 1, *Shire of Chittering Repeal Local Law 2017 — Disallowance*, 2, *Shire of Northampton Local Government Property Local Law 2017 — Disallowance*, 3, *Biosecurity and Agriculture Management Act 2007 Notice Under Section 130(1) — Disallowance*, 4, *Shire of Bridgetown-Greenbushes Cemeteries Amendment Local Law 2017 — Disallowance*, 5, *Transfer of Land Amendment Regulations 2017 — Disallowance*, 6, *City of Karratha Activities in Thoroughfares and Public Places and Trading Local Law 2017 — Disallowance*, 7, *Shire of Donnybrook-Balingup Meeting*

Procedures Local Law 2017 — Disallowance, 8, Shire of Broome Parking and Parking Facilities Amendment Local Law (2) 2017 — Disallowance, 9, Shire of Capel Dogs Local Law 2017 — Disallowance, 10, Shire of Collie Parking and Parking Facilities Amendment Local Law 2017 — Disallowance, and 11, Western Australian Meat Industry Authority Amendment Regulations 2017 — Disallowance, be taken after Order of the Day No. 21, Appropriation (Capital 2010–11 to 2015–16) Supplementary Bill 2017. (Leader of the House).

9. Health Practitioner Regulation National Law (WA) Amendment Bill 2017

The Order of the Day for the further consideration of this Bill, in Committee of the Whole House, having been read.

The President left the Chair.

In Committee

(Hon Laurie Graham in the Chair)

New Clause 86A.

Debate resumed on the amendment by the Parliamentary Secretary to the Minister for Health as follows —

Page 42, after line 15 — To insert:

86A. Section 245 amended

After section 245(4) insert:

- (5) The amendment of the *Health Practitioner Regulation National Law (WA) Regulations 2010* by the *Health Practitioner Regulation National Law (WA) Amendment Act 2017* does not prevent the national regulations from being amended or repealed under this section.

New Clause — put and passed.

Clauses 87 to 97 agreed to.

New Part 2A.

The Parliamentary Secretary to the Minister for Health moved —

Page 55, after line 5 — To insert:

Part 2A — *Health Practitioner Regulation National Law (WA) Regulations 2010* amended

97A. Regulations amended

This Part amends the *Health Practitioner Regulation National Law (WA) Regulations 2010*.

97B. Regulation 4 amended

In regulation 4(1) delete “from time to time” and insert:

on 6 December 2017

Debate ensued.

Interruption pursuant to order.

The President resumed the Chair.

The Chair of Committees reported that the Committee of the Whole House had considered the Bill, made progress, and seeks to sit again.

Ordered — That the Committee of the Whole House sit again.

10. Members' Statements

Statements were taken.

Hon Jim Chown, by leave, tabled a Department of Agriculture and Food document entitled *Report on the 3 December 2010 visit to Eagle Rest property*. (Tabled Paper 1197).

11. Adjournment

The Council adjourned at 7.00pm until Thursday, 29 March 2018 at 10.00am.

Members present during the day's proceedings

Attendance: Present all Members except Hon Darren West.

NIGEL PRATT
Clerk of the Legislative Council

HON KATE DOUST MLC
President of the Legislative Council