

LEGISLATIVE COUNCIL

MINUTES OF PROCEEDINGS

No. 176

THURSDAY, 17 MARCH 2016

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. Statement by President — Parliamentary Research Program

The President made the following Statement —

I take this opportunity to announce the commencement of the 2016 parliamentary research program—formerly parliamentary internship program—coordinated by the Parliamentary Education Office. The program is a cooperative arrangement between the Parliament of Western Australia and Western Australian universities, and involves high-performing students undertaking research topics nominated by Members of Parliament. Each Member will have recently received guidance notes for the program and an invitation to submit up to two research topics to the Parliamentary Education Office by close of business on Thursday, 31 March 2016.

3. Ministerial Statement — Close the Gap Day

The Minister for Aboriginal Affairs made a Ministerial Statement with respect to Closing the Gap Day in support of promoting Indigenous health equality.

4. Ministerial Statement — Update on the Disability Justice Centre

The Minister for Disability Services made a Ministerial Statement with respect to the Bennett Brook Disability Justice Centre in Caversham.

The Minister for Disability Services tabled the Bennett Brook Disability Justice Centre – Independent analysis by the Hon Peter Blaxell and Professor Colleen Hayward AM of individual plans, programmes, and services for residents, and the Government Response. (Tabled Paper 3904).

5. Ministerial Statement — David Malcolm Justice Centre

The Attorney General made a Ministerial Statement with respect to the naming of the David Malcolm Justice Centre.

6. Joint Standing Committee on the Corruption and Crime Commission — Report No. 27 — The Parliamentary Inspector's protocols with the Corruption and Crime Commissioner and the Public Sector Commissioner

Hon Nick Goiran presented Report No. 27 of the Joint Standing Committee on the Corruption and Crime Commission, *The Parliamentary Inspector's protocols with the Corruption and Crime Commissioner and the Public Sector Commissioner*. (Tabled Paper 3905).

7. Joint Standing Committee on Audit — Report No. 4 — Review of the Department of Treasury's Report Review of the Financial Management Act (2006)

Hon Ken Travers presented Report No. 4 of the Joint Standing Committee on Audit, *Review of the Department of Treasury's Report Review of the Financial Management Act (2006)*. (Tabled Paper 3906).

8. Joint Standing Committee on Audit — Report No. 5 — Budget of the Auditor General — Budget for 2016–17

Hon Ken Travers presented Report No. 5 of the Joint Standing Committee on Audit, *Budget of the Auditor General — Budget for 2016–17*. (Tabled Paper 3907).

9. Training Opportunities in Western Australia

Non-Government Business No. 1 having been called, Hon Darren West moved, without notice —

That this House notes the relentless attacks by the Barnett Liberal-National Government on our TAFE sector and how this Government's significant increases in fees and uncaring staff cuts threaten the future Training both in regional and metropolitan Western Australia and limit opportunities for students and staff.

Debate ensued.

Motion lapsed. **Constitution and Electoral Amendment Bill 2016**

Private Members' Business No. 1 having been called, Hon Martin Aldridge, pursuant to notice, moved —

That a Bill for "An Act to amend the *Constitution Acts Amendment Act 1899* and the *Electoral Act 1907*." be introduced and read a first time.

Question — put and passed.

Bill read a first time.

Hon Martin Aldridge moved, That the Bill be read a second time.

Hon Martin Aldridge tabled an Explanatory Memorandum relating to the Bill. (Tabled Paper 3908).

Debate stands adjourned.

11. Road Safety — Fatalities and Serious Injury

Private Members' Business No. 2 having been called, Hon Martin Aldridge moved, without notice —

That this House —

- (a) notes the considerable loss of life and serious injuries suffered on our roads, particularly our regional roads;
- (b) recognises the collective responsibility in addressing this great challenge; and
- (c) discuss strategies for combating further loss of life and serious injuries which have a significant detrimental impact on our community and economy.

Debate ensued.

Interruption pursuant to order.

12. Matter of Privilege — Report on the Investigation of Alleged Public Sector Misconduct in Relation to an Incident Involving the Hon Troy Buswell that Occurred on 23 February 2014

Hon Sue Ellery, pursuant to SO 93, raised a matter of privilege resulting from the report entitled, *Matter of Privilege — Report on the Investigation of Alleged Public Sector Misconduct in Relation to an Incident Involving the Hon Troy Buswell that Occurred on 23 February 2014*.

Debate ensued.

Statement by President

The President made the following Statement —

Members, a matter of privilege is very important and very serious. I intend, according to Standing Order 93(4)(b) to defer the matter and provide a ruling to the Council at the earliest possible opportunity.

13. Order of Business

Ordered — That Bills for Introduction No. 2, *Electoral Amendment Bill 2016*, be taken forthwith. (Leader of the House).

14. Electoral Amendment Bill 2016

The Minister for Electoral Affairs, pursuant to notice, moved —

That a Bill for “An Act to amend the *Electoral Act 1907*.” be introduced and read a first time.

Question — put and passed.

Bill read a first time.

The Minister for Electoral Affairs moved, That the Bill be read a second time.

The Minister for Electoral Affairs tabled an Explanatory Memorandum relating to the Bill. (Tabled Paper 3909).

Debate stands adjourned.

15. Order of Business

Ordered — That Order of the Day No. 1, *Planning and Development Amendment Regulations 2015*, and 2, *Mental Health Regulations 2015*, be taken after Order of the Day No. 15, *Dangerous Sexual Offenders Legislation Amendment Bill 2015*. (Leader of the House).

16. Pilbara Port Assets (Disposal) Bill 2015

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

Debate resumed.

17. Questions Without Notice

Questions without notice were taken.

The Minister for Aboriginal Affairs tabled the Minutes of the Aboriginal Cultural Material Committee meeting held on 12 November 2014, in response to question on notice No. 3777 asked by Hon Robin Chapple. (Tabled Paper 3910).

The Minister for Commerce, by leave incorporated into *Hansard*, information in relation to the Department of Commerce’s membership of the Committee for Economic Development of Australia, in response to a question without notice asked by Hon Kate Doust.

18. Anzac Day Amendment Bill 2015

The following Message from the Legislative Assembly was reported —

Mr President

Message No. 141

The Legislative Assembly acquaints the Legislative Council that it has agreed to the amendments made by the Legislative Council in the *Anzac Day Amendment Bill 2015*.

Hon Mr M.W. Sutherland

Speaker

Legislative Assembly Chamber

Perth, 17 March 2016

19. Pilbara Port Assets (Disposal) Bill 2015

Debate resumed on the second reading of this Bill (*see item 16 above*).

Interruption pursuant to order.

20. Members' Statements

Statements were taken.

21. Adjournment

The Council adjourned at 5.46pm until Tuesday, 22 March 2016 at 2.00pm.

Members present during the day's proceedings

Attendance: Present all Members except Hon Jim Chown, Hon Stephen Dawson, Hon Phil Edman, Hon Colin Holt, Hon Simon O'Brien and Hon Sally Talbot.

NIGEL PRATT
Clerk of the Legislative Council

HON BARRY HOUSE
President of the Legislative Council