

# LEGISLATIVE COUNCIL

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## MINUTES OF PROCEEDINGS

No. 185

WEDNESDAY, 11 MAY 2016

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### 1. Meeting of Council

The Council assembled at 1.00pm pursuant to Temporary Orders.

The President, Hon Barry House, took the Chair and read prayers.

### 2. Petition

Hon Robin Chapple presented a petition from three petitioners requesting the Legislative Council to support a judicial inquiry into the affairs of the Serpentine Jarrahdale Shire Council. (Tabled Paper 4077).

### 3. Ministerial Statement — New Associations Legislation

The Minister for Commerce made a Ministerial Statement with respect to the work being undertaken by the Consumer Protection Division of the Department of Commerce to inform and educate the community about the new *Associations Incorporation Act 2015*, which is scheduled to come into effect on 1 July 2016.

### 4. Ministerial Statement — National Disability Insurance Scheme — Extension and Expansion

The Minister for Disability Services made a Ministerial Statement with respect to the extension and expansion of the National Disability Insurance Scheme that will commence from 1 July 2017.

### 5. Papers

The following Papers were laid on the Table by —

#### President

*Auditor General's Papers* —

Fitting and Maintaining Safety Devices in Public Housing — Follow-up  
(Report No. 7) (May 2016)..... 4074

#### Minister for Planning

*Annual Reports* —

Carers Advisory Council (2014–2015) (Date received 10/05/2016)..... 4075

Local Government Grants Commission WA (2015) (Date received 10/05/2016)..... 4076

### 6. Prevention of Forced Closure of Remote Aboriginal Communities Bill 2016

Hon Robin Chapple: To move on the next day of sitting —

That a Bill for “An Act to provide for the prevention of forced closure of remote Aboriginal communities.” be introduced and read a first time.

## 7. Children's Hospital — Planning and Analysis

Motion No. 1 having been called, debate resumed on the motion of Hon Amber-Jade Sanderson as follows —

That the Council calls on the Government to engage in thorough analysis and planning regarding the potential demands on the New Children's Hospital. Noting that with the significant population growth in Western Australia, it is incumbent on the Government to review current plans and estimates with a view to increasing bed capacity in the new hospital.

Question — put.

The Council divided.

### Ayes (11)

Hon Robin Chapple  
 Hon Alanna Clohesy  
 Hon Stephen Dawson  
 Hon Sue Ellery  
 Hon Adele Farina  
 Hon Lynn MacLaren

Hon Martin Pritchard  
 Hon Amber-Jade Sanderson  
 Hon Sally Talbot  
 Hon Ken Travers  
 Hon Samantha Rowe (*Teller*)

### Noes (20)

Hon Martin Aldridge  
 Hon Ken Baston  
 Hon Jacqui Boydell  
 Hon Paul Brown  
 Hon Jim Chown  
 Hon Peter Collier  
 Hon Brian Ellis  
 Hon Donna Faragher  
 Hon Nick Goiran  
 Hon Nigel Hallett

Hon Alyssa Hayden  
 Hon Col Holt  
 Hon Peter Katsambanis  
 Hon Mark Lewis  
 Hon Rick Mazza  
 Hon Robyn McSweeney  
 Hon Michael Mischin  
 Hon Helen Morton  
 Hon Simon O'Brien  
 Hon Phil Edman (*Teller*)

Motion thus negatived.

## 8. Public Transport for Perth in 2031 — Draft Plan

Motion No. 2 having been called, Hon Ken Travers, pursuant to notice, moved —

- (1) That the Council notes that —
  - (a) the Liberal/National Government released in July 2011 a “Draft for Consultation” of their plan “Public Transport for Perth in 2031”;
  - (b) the draft plan proposed two transformational projects by 2020 —
    - (i) the fast-tracking of the Northern Suburbs Railway extension to Yanchep; and
    - (ii) construction of a Central Northern Corridor/Curtin/UWA Light Rail;
  - (c) the draft plan identified that the following infrastructure was required in the next five to ten years —
    - (i) a new rail station at Karnup (near Paganoni Road);
    - (ii) upgrades to Canning Bridge and Stirling Stations; and
  - (d) the draft plan proposed a number of on-road Bus Rapid Transit projects be built by 2020, commencing with a Bus Rapid Transit system between Ellenbrook and Bassendean and across to Morley.

- (2) That this Council calls on the Government to —
- (a) explain why it has taken two years to release the final version of this plan;
  - (b) outline whether it is still committed to the projects and the timelines outlined in the draft plan; and
  - (c) provide detailed reasons, including passenger modelling, for any changes they have made to priority projects or their timing.

Debate ensued.

The Parliamentary Secretary to the Minister for Transport tabled documents in relation to the costing of election commitments and the impact on State Finances 2012 to 2016. (Tabled paper 4078).

Debate resumed.

*Interruption pursuant to order.*

## **9. Consideration of Committee Reports**

Pursuant to order for the consideration of Committee Reports.

### **In Committee**

(Hon Adele Farina in the Chair)

#### **Standing Committee on Environment and Public Affairs — Report No. 42 — Implications for Western Australia of Hydraulic Fracturing for Unconventional Gas**

Debate resumed on the motion of Hon Simon O'Brien, That the Report be noted.

Question — put and passed.

The Acting President resumed the Chair.

The Chair of Committees reported that the Committee of the Whole House had considered the —  
 Standing Committee on Environment and Public Affairs — Report No. 42 — *Implications for Western Australia of Hydraulic Fracturing for Unconventional Gas* and had noted same.

Report adopted.

## **10. Health Services Bill 2016**

The Acting President reported the receipt of Message No. 150 from the Legislative Assembly forwarding the Bill for concurrence.

The Minister for Planning representing the Minister for Health moved, That the Bill be read a first time.

Question — put and passed.

Bill read a first time.

The Minister for Planning representing the Minister for Health moved, That the Bill be read a second time.

The Minister for Planning representing the Minister for Health tabled an Explanatory Memorandum relating to the Bill. (Tabled Paper 4079).

Debate stands adjourned.

## **11. Joint Standing Committee on Audit — Assembly Membership**

The following Message from the Legislative Assembly was reported —

Mr President

Message No. 151

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

That, as a result of the member for Churchlands appointment as a Minister and his ceasing to be a member of the Public Accounts Committee, the member for Dawesville be appointed in his place on the Public Accounts Committee.

That, as the membership of the Joint Standing Committee on Audit consists in part of the Members of the Legislative Assembly Public Accounts Committee, the Legislative Council be acquainted accordingly.

Mr. P. Abetz  
Acting Speaker  
Legislative Assembly Chamber  
Perth, 11 May 2016

## 12. Order of Business

Ordered — That Orders of the Day Nos 1, *Mental Health Regulations 2015 — Disallowance*, 2, *Albany Cemetery Board By-laws Amendment 2015 — Disallowance*, and 3, *Shire of Kellerberrin Dogs Local Law 2016 — Disallowance*, be taken after Order of the Day No. 17, *Public Health (Consequential Provisions) Bill 2014*. (Leader of the House).

## 13. Genetically Modified Crops Free Areas Repeal Bill 2015

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

## 14. Questions Without Notice

Questions without notice were taken.

The Minister for Education, by leave incorporated into *Hansard*, information in relation to current enrolments at Mt Lawley, Shenton, Churchlands and Carine high schools; and the estimated number of students at each school in 2020, 2025 and 2030, in response to a question without notice asked by Hon Ken Travers.

The Minister for Planning representing the Minister for Child Protection, by leave incorporated into *Hansard*, information in relation to the effects of the public sector recruitment freeze on the FTE numbers of the Department of Child Protection and Family Support, in response to a question without notice asked by Hon Stephen Dawson.

The Minister for Planning tabled documents in relation to the Burrup Peninsular Aboriginal Petroglyphs, in response to a question without notice asked by Hon Robin Chapple. (Tabled Paper 4080).

The Minister for Education, by leave incorporated into *Hansard*, information in relation to current enrolments at North Perth, Highgate, Kyilla and Mount Hawthorn primary schools and the estimated number of students at each school in 2020, 2025 and 2030, in response to a question without notice asked by Hon Ken Travers.

The Minister for Education tabled documents in relation to students enrolled in public schools and categorised as having a severe mental disorder or autism spectrum disorder, by each school, as at 31 March 2016, in response to question on notice No. 3901 asked by Hon Sue Ellery. (Tabled Paper 4081).

The Minister for Education tabled documents in relation to 2016 Student Centred Funding Model budget allocations for Atwell Primary School, in response to question on notice No. 3976 asked by Hon Sue Ellery. (Tabled Paper 4082).

The Minister for Education tabled documents in relation to 2016 Student Centred Funding Model budget allocations for Canning Vale College, in response to question on notice No. 3977 asked by Hon Sue Ellery. (Tabled Paper 4083).

The Minister for Planning tabled, and by leave incorporated into *Hansard*, a correction to the answer to question without notice No. 395 which was incorrect due to a calculation error as a result of the change in service delivery into three corridors in the metropolitan area, in response to a question without notice asked by Hon Alanna Clohesy. (Tabled Paper 4084).

The Parliamentary Secretary to the Minister for Transport, in accordance with Standing Order No. 108(2), advised that an answer to question on notice No. 3891 asked by Hon Robin Chapple will be provided on Thursday, 12 May 2016.

The Parliamentary Secretary to the Minister for Transport, in accordance with Standing Order No. 108(2), advised that an answer to question on notice No. 3894 asked by Hon Samantha Rowe will be provided on Thursday, 12 May 2016.

**15. Genetically Modified Crops Free Areas Repeal Bill 2015**

Debate resumed on the second reading of this Bill (*see item 13 above*).

*Interruption pursuant to order.*

**16. Members' Statements**

Statements were taken.

**17. Adjournment**

The Council adjourned at 6.25 until Thursday, 12 May 2016 at 10.00am.

**Members present during the day's proceedings**

Attendance: Present all Members except Hon Liz Behjat and Hon Dave Grills.

**NIGEL PRATT**  
Clerk of the Legislative Council

**HON BARRY HOUSE**  
President of the Legislative Council