

LEGISLATIVE COUNCIL

MINUTES OF PROCEEDINGS

No. 202

WEDNESDAY, 28 MARCH 2012

1. Meeting of Council

The Council assembled at 2.00pm pursuant to order.

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

2. Ministerial Statement - Alcohol Abuse - 'It could happen to you' Campaign

The Minister for Mental Health made a Ministerial Statement with respect to the 'It could happen to you' television advertising campaign informing the public of the causal link between long term harmful alcohol consumption and cancer.

3. Paper

The following Paper was laid on the Table by –

Minister for Child Protection

Response to Reports –

Standing Committee on Estimates and Financial Operations - Inquiry into Western
Australian Tourism Commission's Involvement in Major Tourism Events
(Report No. 35) (Minister for Tourism) 4376

4. Roe Highway Stage 8

Motion No. 1 having been called, Hon Lynn MacLaren continued her introductory remarks in moving the motion as follows -

That, for the purposes of -

- (a) saving the Beeliar wetlands by preserving ecological linkages and a range of other key values including -
 - (i) regionally significant vegetation, which is becoming rare as a result of encroaching urbanisation;
 - (ii) habitat for a great many fauna species, especially internationally and nationally significant migratory birds, as well as seriously threatened species like the Carnaby's Cockatoo and the Graceful Sun Moth; and
 - (iii) residential amenity, recreation and education; and
- (b) protecting our unique Aboriginal heritage; and
- (c) redirecting funds into more sustainable transport solutions, such as an expanded rail freight system and a passenger light rail network,

this Council calls upon the Barnett Government to abandon the proposed Stage 8 of the Roe Highway development, and to request the Western Australian Planning Commission to initiate an amendment to the Metropolitan Region Scheme in order to delete the current zoning for a road reserve over the area of the proposed Stage 8 of the Roe Highway development.

Hon Lynn MacLaren, by leave, tabled a letter from the Metropolitan Nyoongar Council of Elders to Hon Alannah McTiernan regarding road construction in the Bibra Lake and North Lake areas. (Tabled Paper 4377).

Debate ensued.

The Minister for Mental Health representing the Minister for Environment moved to amend the motion as follows -

To delete all words after “heritage” and insert -

this Council calls upon the Barnett Government to continue the processes to assess the environmental impacts of Stage 8 of the Roe Highway development.

Debate ensued.

Interruption pursuant to order.

5. Consideration of Committee Reports

Pursuant to order for the consideration of Committee Reports.

In Committee

(Hon Matt Benson-Lidholm in the Chair)

Standing Committee on Public Administration - Report No. 13 - Inquiry into Western Australian Strata Managers

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

6. Questions Without Notice

Questions without notice were taken.

The Minister for Energy tabled a document in relation to power supply problems that have occurred in Buntine, Dalwallinu and Wubin in 2010 and 2011, in response to question on notice No. 5078 asked by Hon Kate Doust. (Tabled Paper 4378).

The Minister for Energy tabled a document in relation to power supply problems that have occurred in Moora, Miling, Watheroo and Coomberdale in 2010 and 2011, in response to question on notice No. 5077 asked by Hon Kate Doust. (Tabled Paper 4379).

The Minister for Mental Health, in accordance with Standing Order No. 107(2), advised that answers to questions on notice Nos 5056, 5058, 5061 and 5065 asked by Hon Alison Xamon will be provided on Thursday, 29 March 2012.

7. Consideration of Committee Reports

Pursuant to order for the consideration of Committee Reports (*see item 5 above*).

In Committee

(Hon Matt Benson-Lidholm in the Chair)

Standing Committee on Public Administration - Report No. 13 - Inquiry into Western Australian Strata Managers

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

Question – put and passed.

Joint Standing Committee on the Corruption and Crime Commission - Report No. 18 - Parliamentary Inspector's Report Concerning the Procedures Adopted by the Corruption and Crime Commission when dealing with Complaints of the Excessive Use of Force by Police

Hon Nick Goiran moved, That the Report be noted.

Debate ensued.

Question - put and passed.

Joint Standing Committee on the Corruption and Crime Commission - Report No. 20 - Closed Hearing with Gail Archer SC and Further Analysis of Proposed Reforms to the *Corruption and Crime Commission Act 2003*

Hon Nick Goiran moved, That the Report be noted.

Debate ensued.

Question – put and passed.

Standing Committee on Environment and Public Affairs - Report No. 24 - Inquiry into Cockburn Cement Limited, Munster

Hon Brian Ellis moved, That the Report be noted.

Interruption pursuant to order.

The Deputy President resumed the Chair.

The Chairman of Committees reported that the Committee of the Whole House had considered the –

- (1) Standing Committee on Public Administration – Thirteenth Report – Inquiry into Western Australian Strata Managers and had noted same.
- (2) Joint Standing Committee on the Corruption and Crime Commission – Eighteenth Report – Parliamentary Inspector's Report Concerning the Procedures Adopted by the Corruption and Crime Commission when dealing with Complaints of the Excessive Use of Force by Police and had noted same.
- (3) Joint Standing Committee on the Corruption and Crime Commission – Twentieth Report – Closed Hearing with Gail Archer SC and Further Analysis of Proposed Reforms to the *Corruption and Crime Commission Act 2003* and had noted same.
- (4) Standing Committee on Environment and Public Affairs – Twenty-Fourth Report – Inquiry into Cockburn Cement Limited, Munster, made progress, and seeks to sit again.

Report adopted.

8. Order of Business

Ordered – That Orders of the Day Nos 1, *Town of Kwinana Extractive Industries Local Law 2011 – Disallowance*, 2, *Shire of Kellerberrin Parking and Parking Facilities Local Law 2011 – Disallowance* and 3, *Mining Amendment Regulations (No. 5) 2011 – Disallowance*, be taken after Order of the Day No. 7, *Evidence and Public Interest Disclosure Legislation Amendment Bill 2011*. (Leader of the House).

9. Order of Business

Ordered – That Orders of the Day Nos 10, *Road Traffic (Vehicles) Bill 2011*, 11, *Road Traffic Legislation Amendment Bill 2011*, and 8, *Adoption Amendment Bill 2011*, be dealt with forthwith. (Leader of the House).

10. Road Traffic (Vehicles) Bill 2011

The Order of the Day having been read for the consideration of the Committee's report upon this Bill.

The Minister for Finance representing the Minister for Transport moved, That the report be adopted.

Question – put and passed.

Ordered – That the third reading of the Bill be made an Order of the Day for the next sitting.

11. Road Traffic Legislation Amendment Bill 2011

The Order of the Day having been read for the consideration of the Committee's report upon this Bill.

The Minister for Finance representing the Minister for Transport moved, That the report be adopted.

Question – put and passed.

Ordered – That the third reading of the Bill be made an Order of the Day for the next sitting.

12. Adoption Amendment Bill 2011

The Order of the Day having been read for the consideration of the Committee's report upon this Bill. The Leader of the House on behalf of the Minister for Child Protection moved, That the report be adopted.

Question – put and passed.

Ordered – That the third reading of the Bill be made an Order of the Day for the next sitting.

13. Proposal No. 11/2011 - Amendment to Class A Reserve 22429 - Disallowance

Pursuant to SO 66(3) the following motion was moved pro forma by Hon Phil Edman -

That *Proposal No. 11/2011 – Amendment to Class A Reserve 22429* tabled in the Legislative Council on 23 November 2011 under section 42(4)(b) of the *Land Administration Act 1997*, be and is hereby disallowed.

Debate ensued.

On the motion of Leader of the House the debate was adjourned to the next sitting.

14. Western Australia Day (Renaming) Bill 2011

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

Debate resumed.

Question - put and passed.

Bill read a second time.

Leave was granted to proceed forthwith to the third reading of the Bill.

The Leader of the House representing the Premier moved, That the Bill be now read a third time.

Question - put and passed.

Bill read a third time and passed.

15. Order of Business

Ordered - That Members' Statements be taken forthwith. (Leader of the House).

16. Members' Statements

Statements were taken.

17. Adjournment

The Council adjourned at 9.21pm until Thursday, 29 March 2012 at 10.00am.

Members present during the day's proceedings

Attendance: Present all Members except Hon Mia Davies and Hon Alyssa Hayden.

MALCOLM PEACOCK
Clerk of the Legislative Council

HON BARRY HOUSE
President of the Legislative Council