

LEGISLATIVE COUNCIL

MINUTES OF PROCEEDINGS

No. 110

THURSDAY, 19 FEBRUARY 2015

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. Ministerial Statement — Small Business Safety Webpages

The Minister for Commerce made a Ministerial Statement with respect to the new Small Business Safety Webpages, which have been designed to assist small businesses to comply with occupational safety and health laws.

3. Papers

The following Papers were laid on the Table by —

Leader of the House

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4. Joint Standing Committee on Delegated Legislation — Report No. 79 — City of Fremantle Alfresco Dining Local Law 2014

Hon Robin Chapple presented Report No. 79 of the Joint Standing Committee on Delegated Legislation, *City of Fremantle Alfresco Dining Local Law 2014*. (Tabled Paper 2553).

5. Shire of Kellerberrin Cemeteries Local Law 2014 — Disallowance

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

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Shire of Kellerberrin Cemeteries Local Law 2014* published in the *Gazette* on 15 October 2014 and tabled in the Legislative Council on 21 October 2014 under the *Cemeteries Act 1986*, be and is hereby disallowed. (Tabled Paper 2172).

6. Shire of Kellerberrin Activities on Thoroughfares and Trading in Thoroughfares and Public Places Local Law 2014 — Disallowance

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

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Shire of Kellerberrin Activities on Thoroughfares and Trading in Thoroughfares and Public Places Local Law 2014* published in the *Gazette* on 15 October 2014 and tabled in the Legislative Council on 21 October 2014 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled Paper 2173).

7. Shire of Kellerberrin Local Government (Council Meetings) Local Law 2014 — Disallowance

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

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Shire of Kellerberrin Local Government (Council Meetings) Local Law 2014* published in the *Gazette* on 15 October 2014 and tabled in the Legislative Council on 21 October 2014 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled Paper 2173).

8. Shire of Kellerberrin Fencing Local Law 2014 — Disallowance

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

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Shire of Kellerberrin Fencing Local Law 2014* published in the *Gazette* on 15 October 2015 and tabled in the Legislative Council on 21 October 2014 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled Paper 2173).

9. Potato Industry — Potato Marketing Corporation

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

That this House debates —

- (a) whether control of the potato industry by the Potato Marketing Corporation is appropriate for modern commercial practices; and
- (b) what would be the impact on the industry and consumers should the Act be repealed?

Debate ensued.

Motion lapsed.

10. Education Reforms

Private Members' Business No. 1 having been called, Hon Liz Behjat moved, without notice —

That this House recognises the significant reforms introduced in the education portfolio in Western Australia in 2015.

Debate ensued.

Motion lapsed.

11. Order of Business

Ordered — That Orders of the Day Nos 1, *City of Fremantle Alfresco Dining Local Law 2014 — Disallowance*, and 3, *School Education Amendment Regulations 2014 — Disallowance*, be taken after Order of the Day No. 8, *Declared Places (Mentally Impaired Accused) Bill 2013*. (Leader of the House).

12. Shire of Dardanup Keeping and Control of Cats Local Law 2014 — Disallowance

The Order of the Day having been called.

On the motion of the Leader of the House the debate was adjourned to a later stage of this day's sitting.

13. Road Traffic Legislation Amendment Bill 2014

The Order of the Day having been read for the third reading of this Bill.

The Leader of the House on behalf of the Attorney General representing the Minister for Police moved, That the Bill be read a third time.

The Deputy President announced that the Deputy Chair of Committees had certified that this was a true copy of the Bill as agreed to in Committee of the Whole House and reported.

Question — put and passed.

Bill read a third time and passed.

14. Declared Places (Mentally Impaired Accused) Bill 2013

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

Debate resumed.

15. Questions Without Notice

Questions without notice were taken.

The Minister for Education tabled, and by leave incorporated into *Hansard*, documents in relation to programs and services provided at the first ten child and parent centres, as at 31 December 2014, in response to a question without notice asked by Hon Sue Ellery. (Tabled Paper 2554).

The Minister for Commerce tabled, and by leave incorporated into *Hansard*, documents in relation to registration fees for painting practitioners and contractors for the last five years, in response to a question without notice asked by Hon Kate Doust. (Tabled Paper 2555).

The Minister for Child Protection tabled documents in relation to the Department for Child Protection and Family Services Disability Access Inclusion Plan, in response to a question without notice asked by Hon Stephen Dawson. (Tabled Paper 2556).

The Minister for Disability Services tabled the *Disability Support Funding Bulletin*, Issue 3, January 2015, in response to a question without notice asked by Hon Sue Ellery. (Tabled Paper 2557).

16. Declared Places (Mentally Impaired Accused) Bill 2013

Debate resumed on the second reading of this Bill (*see item 14 above*).

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

17. Order of Business

Ordered — That Order of the Day No. 2, *Shire of Dardanup Keeping and Control of Cats Local Law 2014 — Disallowance*, be taken forthwith. (Leader of the House).

18. Shire of Dardanup Keeping and Control of Cats Local Law 2014 — Disallowance — Discharge from Notice Paper

The Order of the Day having been called, Hon Robin Chapple moved, without notice —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, Order of the Day No. 2, *Shire of Dardanup Keeping and Control of Cats Local Law 2014 — Disallowance*, be discharged from the Notice Paper.

Question — put and passed.

19. Members' Statements

Statements were taken.

Hon Martin Aldridge, by leave, tabled documents in relation to ground and water contamination at an exploration lease located in Gingin operated by Empire Oil and Gas. (Tabled Paper 2558).

20. Adjournment

The Council adjourned at 5.42pm until Tuesday, 24 February 2015 at 2.00pm.

Members present during the day's proceedings

Attendance: Present all Members.

NIGEL PRATT

Clerk of the Legislative Council

HON BARRY HOUSE

President of the Legislative Council