

LEGISLATIVE COUNCIL  
TUESDAY, 14 AUGUST 2012

3.00pm

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Prayers

**3.00PM - ORDER OF BUSINESS**

Condolence Motions

Message from the Governor No. 11

Petitions

(Hon Brian Ellis)  
(Hon Adele Farina x 2)

Statements by Ministers and Parliamentary Secretaries

Papers for Tabling

(President)  
(Leader of the House)  
(Minister for Finance)  
(Minister for Education)  
(Minister for Child Protection)  
(Minister for Mental Health)  
Attorney General)  
(Parliamentary Secretary representing the Minister for Regional  
Development)

Notice of Questions

Notices of Motions to Introduce Bills

(Minister for Mines and Petroleum)  
(Minister for Commerce)  
(Attorney General)

Notices of Motions for Disallowance

(Hon Sally Talbot x 2)

Notices of Motions

Motions without Notice

(Attorney General)

Orders of the Day

4.30pm Questions without Notice

5.00pm Orders of the Day (continued)

9.45pm Members' Statements

10.25pm House adjourns

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**ORDERS OF THE DAY**

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*\*NB: It is anticipated that Orders of the Day Nos 14 to 21 inclusive and 24 be discharged.*

**1. Women's and Children's Hospitals Amendment By-laws (No. 2) 2011 – Disallowance**

Moved *pro forma* (SO 66(3)) 22 March 2012 on the motion of Hon Ken Travers (Days remaining 5 after today)

That the *Women's and Children's Hospitals Amendment By-laws (No. 2) 2011* published in the *Gazette* on 23 December 2011 and tabled in the Legislative Council on 6 March 2012 under the *Hospitals and Health Services Act 1927*, be and are hereby disallowed. (Tabled paper 4221).

**2. Queen Elizabeth II Medical Centre (Delegated Site) Amendment By-laws (No. 2) 2011 – Disallowance**

Moved *pro forma* (SO 66(3)) 22 March 2012 on the motion of Hon Ken Travers (Days remaining 5 after today)

That the *Queen Elizabeth II Medical Centre (Delegated Site) Amendment By-laws (No. 2) 2011* published in the *Gazette* on 9 December 2011 and tabled in the Legislative Council on 6 March 2012 under the *Queen Elizabeth II Medical Centre Act 1966*, be and are hereby disallowed. (Tabled paper 4222).

**3. Royal Perth Hospital Amendment By-laws (No. 2) 2011 – Disallowance**

Moved *pro forma* (SO 66(3)) 22 March 2012 on the motion of Hon Ken Travers (Days remaining 5 after today)

That the *Royal Perth Hospital Amendment By-laws (No. 2) 2011* published in the *Gazette* on 23 December 2011 and tabled in the Legislative Council on 6 March 2012 under the *Hospitals and Health Services Act 1927*, be and are hereby disallowed. (Tabled paper 4221).

**4. Metropolitan Health Service Amendment By-laws (No. 2) 2011 – Disallowance**

Moved *pro forma* (SO 66(3)) 22 March 2012 on the motion of Hon Ken Travers (Days remaining 5 after today)

That the *Metropolitan Health Service Amendment By-laws (No. 2) 2011* published in the *Gazette* on 23 December 2011 and tabled in the Legislative Council on 6 March 2012 under the *Hospitals and Health Services Act 1927*, be and are hereby disallowed. (Tabled paper 4221).

**5. Fremantle Hospital Amendment By-laws (No. 2) 2011 – Disallowance**

Moved *pro forma* (SO 66(3)) 22 March 2012 on the motion of Hon Ken Travers (Days remaining 5 after today)

That the *Fremantle Hospital Amendment By-laws (No. 2) 2011* published in the *Gazette* on 23 December 2011 and tabled in the Legislative Council on 6 March 2012 under the *Hospitals and Health Services Act 1927*, be and are hereby disallowed. (Tabled paper 4221).

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**6. Osborne Park Hospital Amendment By-laws (No. 2) 2011 – Disallowance**

Moved *pro forma* (SO 66(3)) 22 March 2012 on the motion of Hon Ken Travers (Days remaining 5 after today)

That the *Osborne Park Hospital Amendment By-laws (No. 2) 2011* published in the *Gazette* on 23 December 2011 and tabled in the Legislative Council on 6 March 2012 under the *Hospitals and Health Services Act 1927*, be and are hereby disallowed. (Tabled paper 4221).

**7. Hospitals (Services Charges) Amendment Regulations (No. 7) 2011 – Disallowance**

Moved *pro forma* (SO 66(3)) 22 March 2012 on the motion of Hon Ken Travers (Days remaining 5 after today)

That the *Hospitals (Services Charges) Amendment Regulations (No. 7) 2011* published in the *Gazette* on 30 December 2011 and tabled in the Legislative Council on 6 March 2012 under the *Hospitals and Health Services Act 1927*, be and are hereby disallowed. (Tabled paper 4236).

**8. Queen Elizabeth II Medical Centre (Delegated Site) Amendment By-laws (No. 2) 2011 – Disallowance**

Moved *pro forma* (SO 66(3)) 24 May 2012 on the motion of Hon Sally Talbot (Days remaining 7 after today)

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Queen Elizabeth II Medical Centre (Delegated Site) Amendment By-laws (No. 2) 2011* published in the *Gazette* on 9 December 2011 and tabled in the Legislative Council on 6 March 2012 under the *Queen Elizabeth II Medical Centre Act 1966*, be and are hereby disallowed. (Tabled paper 4222).

**9. Fremantle Hospital Amendment By-laws (No. 2) 2011 – Disallowance**

Moved *pro forma* (SO 66(3)) 24 May 2012 on the motion of Hon Sally Talbot (Days remaining 7 after today)

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Fremantle Hospital Amendment By-laws (No. 2) 2011* published in the *Gazette* on 23 December 2011 and tabled in the Legislative Council on 6 March 2012 under the *Hospitals and Health Services Act 1927*, be and are hereby disallowed. (Tabled paper 4221).

**10. Osborne Park Hospital Amendment By-laws (No. 2) 2011 – Disallowance**

Moved *pro forma* (SO 66(3)) 24 May 2012 on the motion of Hon Sally Talbot (Days remaining 7 after today)

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Osborne Park Hospital Amendment By-laws (No. 2) 2011* published in the *Gazette* on 23 December 2011 and tabled in the Legislative Council on 6 March 2012 under the *Hospitals and Health Services Act 1927*, be and are hereby disallowed. (Tabled paper 4221).

**11. Royal Perth Hospital Amendment By-laws (No. 2) 2011 – Disallowance**

Moved *pro forma* (SO 66(3)) 24 May 2012 on the motion of Hon Sally Talbot (Days remaining 7 after today)

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Royal Perth Hospital Amendment By-laws (No. 2) 2011* published in the *Gazette* on 23 December 2011 and tabled in the Legislative Council on 6 March 2012 under the *Hospitals and Health Services Act 1927*, be and are hereby disallowed. (Tabled paper 4221).

**12. Women's and Children's Hospitals Amendment By-laws (No. 2) 2011 – Disallowance**

Moved *pro forma* (SO 66(3)) 24 May 2012 on the motion of Hon Sally Talbot (Days remaining 7 after today)

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Women's and Children's Hospitals Amendment By-laws (No. 2) 2011* published in the *Gazette* on 23 December 2011 and tabled in the Legislative Council on 6 March 2012 under the *Hospitals and Health Services Act 1927*, be and are hereby disallowed. (Tabled paper 4221).

**13. Liquor Control Amendment Regulations (No. 10) 2011 – Disallowance**

Moved *pro forma* (SO 66(3)) 24 May 2012 on the motion of Hon Sally Talbot (Days remaining 7 after today)

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Liquor Control Amendment Regulations (No. 10) 2011* published in the *Gazette* on 6 January 2012 and tabled in the Legislative Council on 6 March 2012 under the *Liquor Control Act 1988*, be and are hereby disallowed. (Tabled paper 4167).

**14. Children's Court (Fees) Amendment Regulations (No. 2) 2011 – Disallowance**

Moved *pro forma* (SO 66(3)) 24 May 2012 on the motion of Hon Sally Talbot (Days remaining 7 after today)

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Children's Court (Fees) Amendment Regulations (No. 2) 2011* published in the *Gazette* on 20 December 2011 and tabled in the Legislative Council on 6 March 2012 under the *Children's Court of Western Australia Act 1988*, be and are hereby disallowed. (Tabled paper 4247).

**15. Civil Judgements Enforcement Amendment Regulations (No. 2) 2011 – Disallowance**

Moved *pro forma* (SO 66(3)) 24 May 2012 on the motion of Hon Sally Talbot (Days remaining 7 after today)

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Civil Judgements Enforcement Amendment Regulations (No. 2) 2011* published in the *Gazette* on 20 December 2011 and tabled in the Legislative Council on 6 March 2012 under the *Civil Judgements Enforcement Act 2004*, be and are hereby disallowed. (Tabled paper 4248).

**16. Coroners Amendment Regulations (No. 2) 2011 – Disallowance**

Moved *pro forma* (SO 66(3)) 24 May 2012 on the motion of Hon Sally Talbot (Days remaining 7 after today)

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Coroners Amendment Regulations (No. 2) 2011* published in the *Gazette* on 20 December 2011 and tabled in the Legislative Council on 6 March 2012 under the *Coroners Act 1996*, be and are hereby disallowed. (Tabled paper 4249).

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**17. District Court (Fees) Amendment Regulations (No. 2) 2011 – Disallowance**

Moved *pro forma* (SO 66(3)) 24 May 2012 on the motion of Hon Sally Talbot (Days remaining 7 after today)

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *District Court (Fees) Amendment Regulations (No. 2) 2011* published in the *Gazette* on 20 December 2011 and tabled in the Legislative Council on 6 March 2012 under the *District Court of Western Australia Act 1969*, be and are hereby disallowed. (Tabled paper 4250).

**18. Evidence (Video and Audio Links Fees and Expenses) Amendment Regulations (No. 2) 2011 – Disallowance**

Moved *pro forma* (SO 66(3)) 24 May 2012 on the motion of Hon Sally Talbot (Days remaining 7 after today)

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Evidence (Video and Audio Links Fees and Expenses) Amendment Regulations (No. 2) 2011* published in the *Gazette* on 20 December 2011 and tabled in the Legislative Council on 6 March 2012 under the *Evidence Act 1906*, be and are hereby disallowed. (Tabled paper 4251).

**19. Magistrates Court (Fees) Amendment Regulations (No. 2) 2011 – Disallowance**

Moved *pro forma* (SO 66(3)) 24 May 2012 on the motion of Hon Sally Talbot (Days remaining 7 after today)

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Magistrates Court (Fees) Amendment Regulations (No. 2) 2011* published in the *Gazette* on 20 December 2011 and tabled in the Legislative Council on 6 March 2012 under the *Magistrates Court Act 2004*, be and are hereby disallowed. (Tabled paper 4253).

**20. State Administrative Tribunal Amendment Regulations (No. 5) 2011 – Disallowance**

Moved *pro forma* (SO 66(3)) 24 May 2012 on the motion of Hon Sally Talbot (Days remaining 7 after today)

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *State Administrative Tribunal Amendment Regulations (No. 5) 2011* published in the *Gazette* on 20 December 2011 and tabled in the Legislative Council on 6 March 2012 under the *State Administrative Tribunal Act 2004*, be and are hereby disallowed. (Tabled paper 4256).

**21. Supreme Court (Fees) Amendment Regulations (No. 2) 2011 – Disallowance**

Moved *pro forma* (SO 66(3)) 24 May 2012 on the motion of Hon Sally Talbot (Days remaining 7 after today)

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Supreme Court (Fees) Amendment Regulations (No. 2) 2011* published in the *Gazette* on 20 December 2011 and tabled in the Legislative Council on 6 March 2012 under the *Supreme Court Act 1935*, be and are hereby disallowed. (Tabled paper 4257).

**22. Town of Bassendean Repeal Local Law 2010 – Disallowance**

Moved *pro forma* (SO 66(3)) 24 May 2012 on the motion of Hon Sally Talbot (Days remaining 7 after today)

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Town of Bassendean Repeal Local Law 2010* published in the *Gazette* on 20 January 2012 and tabled in the Legislative Council on 6 March 2012 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled paper 4212).

**23. Town of Bassendean Dust and Sand Local Law 2011 – Disallowance**

Moved *pro forma* (SO 66(3)) 24 May 2012 on the motion of Hon Sally Talbot (Days remaining 7 after today)

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Town of Bassendean Dust and Sand Local Law 2011* published in the *Gazette* on 6 March 2012 and tabled in the Legislative Council on 21 March 2012 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled paper 4329).

**24. City of Busselton Busselton Regional Airport Local Law 2012 – Disallowance**

Moved *pro forma* (SO 66(3)) 24 May 2012 on the motion of Hon Sally Talbot (Days remaining 7 after today)

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *City of Busselton Busselton Regional Airport Local Law 2012* published in the *Gazette* on 24 February 2012 and tabled in the Legislative Council on 6 March 2012 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled paper 4209).

**25. City of Swan Standing Orders Local Law 2010 – Disallowance**

Moved *pro forma* (SO 66(3)) 19 June 2012 on the motion of Hon Alyssa Hayden (Days remaining 11 after today)

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *City of Swan Standing Orders Local Law 2010* published in the *Gazette* on 16 March 2012 and tabled in the Legislative Council on 21 March 2012 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled paper 4329).

**26. Mindarie Regional Council Standing Orders Amendment Local Law 2012 – Disallowance**

Moved *pro forma* (SO 66(3)) 21 June 2012 on the motion of Hon Sally Talbot (Days remaining 13 after today)

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Mindarie Regional Council Standing Orders Amendment Local Law 2012* published in the *Gazette* on 20 March 2012 and tabled in the Legislative Council on 27 March 2012 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled paper 4368).

**32. [Lotteries Commission Amendment Bill 2011](#) [LA 229–2] *Leader of the House representing the Premier***

Second reading continuation of remarks Hon Sally Talbot – 21 mins (Thursday, 28 June 2012).

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33. [\\*Fire and Emergency Services Legislation Amendment Bill 2012](#) [LA 276-2] *Minister for Education representing the Minister for Emergency Services*  
Second reading adjourned (Thursday, 21 June 2012). *cf SNP 276 Issue 2 – 30 July 2012.*
36. [\\*Wills Amendment \(International Wills\) Bill 2012](#) [LC 269–1] *Attorney General*  
Second reading adjourned (Wednesday, 16 May 2012). *See [Standing Committee on Uniform Legislation and Statutes Review Report No. 72](#) (Tabled 28 June 2012).*
31. [\\*Fines, Penalties and Infringement Notices Enforcement Amendment Bill 2012](#) [LA 266–1] *Attorney General*  
Committee. (Wednesday, 27 June 2012). *cf SNP 266 Issue 2 – 12 June 2012.*
34. [\\*Water Services Bill 2011](#) [LA 202-2] *Minister for Mental Health representing the Minister for Water*  
Second reading adjourned (Thursday, 21 June 2012). *cf SNP 202 Issue 1 – 28 June 2012.*
35. [Water Services Legislation Amendment and Repeal Bill 2011](#) [LA 201-2] *Minister for Mental Health representing the Minister for Water*  
Second reading adjourned (Thursday, 21 June 2012).

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### BILLS FOR INTRODUCTION

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3. **Retirement Villages Amendment Bill 2012** (*Notice given 19 June 2012*)  
Minister for Commerce: To move –  
That a Bill for “An Act to amend the *Retirement Villages Act 1992*.” be introduced and read a first time.
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\* For amendments see Supplementary Notice Paper and/or Committee Report

**MALCOLM PEACOCK**  
Clerk of the Legislative Council