

LEGISLATIVE COUNCIL

MINUTES OF PROCEEDINGS

No. 98

WEDNESDAY, 22 OCTOBER 2014

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. Petition

Hon Robin Chapple presented a petition from 41 petitioners requesting the Legislative Council to investigate the costs being levied on Karratha residents and businesses by the Pilbara Underground Power Project. (Tabled Paper 2185).

3. Ministerial Statement — Honourable David Kingsley Malcolm, AC, QC

The Attorney General made a Ministerial Statement with respect to the passing of Honourable David Malcolm AC, QC, former Chief Justice of the Supreme Court and Lieutenant Governor.

4. Ministerial Statement — 2014 Telstra Western Australian Business Woman of the Year

The Parliamentary Secretary representing the Minister for Women's Interests made a Ministerial Statement with respect to Sharon Warburton, who has been named the 2014 Telstra Western Australian Business Woman of the Year.

5. Western Australian Schools

Motion No. 1 having been called, debate resumed on the motion of Hon Sue Ellery as follows —

That this Council expresses its concern at the lack of transparent planning for the announced changes across Western Australian schools in 2015.

Question — put.

The Council divided.

Ayes (12)

Hon Robin Chapple
Hon Alanna Clohesy
Hon Kate Doust
Hon Sue Ellery
Hon Adele Farina
Hon Lynn MacLaren

Hon Ljiljanna Ravlich
Hon Amber-Jade Sanderson
Hon Sally Talbot
Hon Ken Travers
Hon Darren West
Hon Samantha Rowe (*Teller*)

Noes (21)

Hon Martin Aldridge
 Hon Ken Baston
 Hon Liz Behjat
 Hon Jacqui Boydell
 Hon Paul Brown
 Hon Jim Chown
 Hon Peter Collier
 Hon Brian Ellis
 Hon Donna Faragher
 Hon Nick Goiran
 Hon Dave Grills

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 Phil Edman (*Teller*)

Motion thus negatived.

6. Questions Without Notice

Questions without notice were taken.

The Minister for Education tabled a document in relation to invitations for expressions of interest to the Western Australia Schools Public Private Partnership Project, in response to a question without notice asked by Hon Sue Ellery. (Tabled Paper 2186).

The Minister for Education tabled, and by leave incorporated into Hansard, a document in relation to vacant Aboriginal Islander Education Officer positions, in response to a question without notice asked by Hon Stephen Dawson. (Tabled Paper 2187).

The Minister for Mental Health tabled a document in relation to estimated bed day costs from 2010–11 to 2014–15, in response to question on notice No. 1675 asked by Hon Stephen Dawson. (Tabled Paper 2188).

The Minister for Child Protection tabled a document in relation to staff positions created at the Department for Child Protection and Family Support using section 50(d) of the *Equal Opportunity Act 1984*, in response to question on notice No. 1668 asked by Hon Stephen Dawson. (Tabled Paper 2189).

The Parliamentary Secretary representing the Minister for Health tabled, and by leave incorporated into Hansard, a report into referrals to public outpatient surgical clinics, in response to a question without notice asked by Hon Alanna Clohesy. (Tabled Paper 2190).

7. Consideration of Committee Reports

Pursuant to order for the consideration of Committee Reports.

In Committee

(Hon Adele Farina in the Chair)

Joint Standing Committee on the Commissioner for Children and Young People — Report No. 4 — 2013–2014 Annual Report

Hon Sally Talbot moved, That the Report be noted.

Debate ensued.

Question — put and passed.

Standing Committee on Environment and Public Affairs — Report No. 36 — Review of the Government Response to Report 35: Inquiry into the Sandalwood Industry in Western Australia

Hon Brian Ellis moved, That the Report be noted.

Debate ensued.

Interruption pursuant to order.

The Acting President resumed the Chair.

The Chair of Committees reported that the Committee of the Whole House had considered the —

- (1) Joint Standing Committee on the Commissioner for Children and Young People — Report No. 4 — *2013–2014 Annual Report* and had noted same.
- (2) Standing Committee on Environment and Public Affairs — Report No. 36 — *Review of the Government Response to Report 35: Inquiry into the Sandalwood Industry in Western Australia*, made progress, and seeks to sit again.

Report adopted.

8. Order of Business

Ordered — That Orders of the Day Nos 1, *Metropolitan Region Scheme Amendment No. 1239/41 — Gidgegannup Urban Precinct — Disallowance*, 2, *Road Traffic (Charges and Fees) Amendment Regulations (No. 6) 2014 — Disallowance*, 3, *City of Greater Geraldton Animals, Environment and Nuisance Local Law 2014 — Disallowance*, 4, *Lotteries Commission (Saturday Lotto) Amendment Rules (No. 2) 2014 — Disallowance*, 5, *City of Fremantle Alfresco Dining Local Law 2014 — Disallowance*, 6, *Road Traffic (Drug Driving) Amendment Regulations 2014 — Disallowance*, and 7, *Transport (Country Taxi-Car) Amendment Regulations (No. 2) 2014 — Disallowance*, be taken after Order of the Day No. 13, *Child Support (Adoption of Laws) Amendment Bill 2014*. (Leader of the House).

9. Mandatory Testing (Infectious Diseases) Bill 2014

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

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

10. Environmental Protection Amendment (Validation) Bill 2014

The Order of the Day for the further consideration of this Bill, in Committee of the Whole House, having been read.

The Acting President left the Chair.

In Committee

(Hon Liz Behjat in the Chair)

Clause 4.

Debate resumed on the amendment moved by Hon Stephen Dawson as follows —

Page 6, after line 11 — To insert —

- (c) the report and recommendations of the Environmental Protection Authority on the Roe Highway Stage 8 extension (Report 1489, September 2013).

Interruption pursuant to order.

The President resumed the Chair.

The Deputy Chair of Committees reported that the Committee of the Whole House had considered the Bill, made progress, and seeks to sit again.

Ordered — That the Committee of the Whole House sit again.

11. Members' Statements

Statements were taken.

12. Adjournment

The Council adjourned at 10.08pm until Thursday, 23 October 2014 at 10.00am.

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