

LEGISLATIVE COUNCIL

MINUTES OF PROCEEDINGS

No. 83

WEDNESDAY, 20 AUGUST 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 Amber-Jade Sanderson presented a petition from 152 petitioners requesting the Legislative Council to support an inquiry into improving recycling and composting in Western Australia. (Tabled Paper 1790).

3. Ministerial Statement — Commissioner for Children and Young People Act 2006 — Statutory Review

The Attorney General made a Ministerial Statement with respect to the Statutory Review of the *Commissioner for Children and Young People Act 2006*.

The Attorney General tabled a report entitled *Review of the Commissioner for Children and Young People Act 2006 (May 2013)*. (Tabled Paper 1791).

4. Paper

The following Paper was laid on the Table by —

President

Annual Reports -

Auditor General, Office of the (2013-2014) (Date received 20/08/2014)..... 1789

5. Aboriginal Workers — Pastoral Stations — Wages Inquiry

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

That the State Government note there are many unanswered questions in relation to the wages, entitlements and other monies that were withheld from Aboriginal people living and working on pastoral properties in Western Australia between the years 1905 and 1972, and establish an Inquiry or Royal Commission into the practices of government departments, agencies and officials of the day, as well as pastoral leaseholders, station by station, throughout the State.

6. Leave of Absence — Hon Adele Farina

Hon Sue Ellery moved, without notice —

That leave be granted to Hon Adele Farina for five sitting days due to urgent personal business.

Question — put and passed.

7. Climate Change

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

That this Council calls on the State Government to —

- (a) note that on May 9, the daily mean concentration of carbon dioxide in the atmosphere surpassed 400 parts per million for the first time since measurements began in 1958;
- (b) note that evidence of warming Western Australian oceans is indicated by the increased numbers of jellyfish, tropical fish and whale sharks observed further south than ever before; and
- (c) explain the changes required to the State Government's climate change strategy to reduce the rate of carbon dioxide emissions and to protect Western Australia's unique biodiversity.

Hon Lynn MacLaren, by leave, tabled a map related to climate change water temperature anomalies in Jurien Bay and Hamelin Bay (March 2011). (Tabled paper 1792).

Debate resumed.

Interruption pursuant to order.

8. Distinguished Visitors

The President drew attention to the presence in the gallery of Professor Matthew Flinders from the University of Sheffield and students and staff from the Murdoch University Parliamentary Studies program, and, on behalf of Honourable Members, extended a warm welcome to members of the delegation.

9. Questions Without Notice

Questions without notice were taken.

The Minister for Education tabled, and by leave incorporated into Hansard, documents in relation to the projected number of 2015 Kindergarten enrolments as at 13 May 2014, in response to a question without notice asked by Hon Sue Ellery. (Tabled Paper 1793).

The Minister for Education, by leave, incorporated into Hansard, answers in relation to transition funding in 2015 for those schools adversely impacted by the new funding model, in response to a question without notice asked by Hon Sue Ellery.

The Parliamentary Secretary representing the Minister for Transport tabled documents in relation to the Fremantle rail and traffic bridge vessel impact protection structures, in response to a question without notice asked by Hon Kate Doust. (Tabled Paper 1794).

The Minister for Agriculture and Food representing the Minister for Water tabled a map of the Wellington Dam Catchment Area and a report entitled *Water Source Options in the Collie-Wellington Basin*, in response to question on notice No. 1312 asked by Hon Lynn MacLaren. (Tabled Paper 1795).

10. Consideration of Committee Reports

Pursuant to order for the consideration of Committee Reports.

In Committee

(Hon Amber-Jade Sanderson in the Chair)

Joint Standing Committee on the Corruption and Crime Commission — Report No. 14 — Corruption and Crime Commission review of misconduct risks associated with the deployment of undercover police officers

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. 15 — Ensuring the timely appointment of a new Corruption and Crime Commissioner

Hon Nick Goiran moved, That the Report be noted.

Debate ensued.

Question — put and passed.

The Acting President resumed the Chair.

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

- (1) Joint Standing Committee on the Corruption and Crime Commission — Report No. 14 — *Corruption and Crime Commission review of misconduct risks associated with the deployment of undercover police officers* and had noted same.
- (2) Joint Standing Committee on the Corruption and Crime Commission — Report No. 15 — *Ensuring the timely appointment of a new Corruption and Crime Commissioner* and had noted same.

Report adopted.

11. Statutes (Repeals) Bill 2013

The Acting President reported the receipt of Message No. 70 from the Legislative Assembly forwarding the Bill for concurrence.

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

Question — put and passed.

Bill read a first time.

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

The Leader of the House representing the Premier tabled an Explanatory Memorandum relating to the Bill. (Tabled Paper 1796).

Debate stands adjourned.

12. Order of Business

Ordered — That Orders of the Day Nos 1, *Regulation 11(3)(o) as inserted into the Retirement Villages Regulations 1992 by Regulation 6 of the Retirement Villages (Recurrent Charges, Prescribed Matters and Exemption Certificates) Amendment Regulations 2014 — Disallowance*, 2, *Shire of Shark Bay Local Government Property Amendment Local Law 2014 — Disallowance*, and 3, *Firearms Amendment Regulations 2014 — Disallowance*, be taken after Order of the Day No. 11, *Mental Health Legislation Amendment Bill 2013*. (Leader of the House).

13. Consumer Protection Legislation Amendment Bill 2013

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 Amber-Jade Sanderson in the Chair)

Clause 109.

Debate resumed.

Clause agreed to.

Clauses 110 to 117 agreed to.

Title agreed to.

The Acting President resumed the Chair.

Bill reported without amendment.

Report adopted.

The Minister for Commerce moved, That the Bill be read a third time.

The Acting 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. Travel Agents Amendment and Expiry Bill 2014

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

Debate resumed.

The Minister for Commerce tabled documents relating to the Australian Federation of Travel Agents application process. (Tabled Paper 1797).

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 Minister for Commerce moved, That the Bill be read a third time.

Question — put and passed.

Bill read a third time and passed.

15. Custodial Legislation (Officers Discipline) Amendment Bill 2013

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

Debate resumed.

Interruption pursuant to order.

16. Members' Statements

Statements were taken.

17. Adjournment

The Council adjourned at 9.58pm until Thursday, 21 August 2014 at 10.00am.

Members present during the day's proceedings

Attendance: Present all Members except Hon Jacqui Boydell and Hon Adele Farina (leave of absence).

NIGEL PRATT
Clerk of the Legislative Council

HON BARRY HOUSE
President of the Legislative Council