

# 93

# Business Program



**LEGISLATIVE COUNCIL**

**WEDNESDAY, 7 NOVEMBER 2018**

**1.00pm**

Prayers

Acknowledgement of Country

**ORDER OF BUSINESS**

Condolence Motions

Petitions

Statements by Ministers and Parliamentary Secretaries

Papers for Tabling

Notice of Questions

Notices of Motions to Introduce Bills

Notices of Motions for Disallowance

Notices of Motions

Motions without Notice

1.15pm	Motions on Notice
3.15pm	Committee Reports
4.30pm	Questions without Notice
5.00pm	Orders of the Day
6.20pm	Members' Statements
7.00pm	House adjourns



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**MOTIONS ON NOTICE**

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**1. Standing Committee on Estimates and Financial Operations Inquiry into the Government's Local Projects Local Jobs program** (*Notice given 13 June 2018*)

Continuation of remarks Hon Colin Tincknell — 39 mins (Wednesday, 31 October 2018) on the motion, as amended, of Hon Tjorn Sibma as follows —

- (1) The Estimates and Financial Operations Committee shall conduct an inquiry into the Government's *Local Projects Local Jobs* program.
- (2) The Committee is to inquire into the *Local Projects Local Jobs* program ("the program") with particular reference to the following —
  - (a) how each project was developed, evaluated and selected for funding;
  - (b) how payments were made and acquitted under each project to ensure financial probity and accountability;
  - (c) how actual or perceived conflicts of interest were declared and managed under each project;
  - (d) the number of projects funded and for each project the amount of funding provided and number of jobs created;
  - (e) whether community, education, arts and sporting groups within the State were afforded an equal opportunity to access the program;
  - (f) whether funding to the program affected the quantum of funds available for grants or other funding sources for community, education, arts and sporting groups within the State and if so in what way; and
  - (g) any other related matter.
- (3) For the purposes of this inquiry only, the Hon Tjorn Sibma is appointed Chair of the Committee and the Hon Alanna Clohesy is appointed Deputy Chair.
- (4) The Committee is to report no later than twelve months after the referral.

*Total time remaining on motion – 1hr 44mins.*

**2. Publication of Committee Minutes of Meetings — Select Committee on End of Life Choices** (*Notice given 23 August 2018*)

Hon Nick Goiran: To move —

- (1) That the Speaker of the Legislative Assembly cause to be Tabled in both the Legislative Council and the Legislative Assembly, within three sitting days of both Houses having so ordered, all minutes of meetings of the Select Committee on End of Life Choices, redacted only to maintain as private the details of any private evidence or personal information; and
- (2) That the Legislative Assembly be invited to pass a resolution in similar terms.

**3. Retirement Villages Act 1992 — Reform** (*Notice given 18 October 2018*)

Hon Alison Xamon: To move —

That this House —

- (1) Notes the growing ageing population increasingly looking for suitable accommodation options to facilitate ageing in place;
- (2) Calls on the government to reform the *Retirement Village Act 1992* and associated subsidiary legislation as a matter of priority particularly, but not limited to, strengthening provisions in the following areas —
  - (a) definitions;

- (b) enforceability of a code of conduct;
  - (c) timely action by the Commissioner for Consumer Protection;
  - (d) training of managers;
  - (e) contracts;
  - (f) responsibility for capital maintenance and upgrade/ replacement;
  - (g) refurbishment of residential units on departure from a village;
  - (h) dispute resolution process; and
  - (i) exit fees.
- (3) Calls on the government to engage in extensive consultation with the sector, including the Western Australian Retirement Villages Residents' Association, prior to finalising any proposed legislation.

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### **CONSIDERATION OF COMMITTEE REPORTS**

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**1. Joint Standing Committee on the Corruption and Crime Commission — Report No. 7 — Unfinished business — The Corruption and Crime Commission's response to the Committee's report on Dr Cunningham and Ms Atoms (Tabled 30 November 2017)**

Resumption of postponed debate (Wednesday, 31 October 2018) on motion of Hon Alison Xamon that the report be noted. *See Tabled paper No. 944.*

*(After 57 minutes Temporary Order 4 applies).*

**2. Joint Standing Committee on the Corruption and Crime Commission — Report No. 8 — Matters arising from the Corruption and Crime Commission's Report on Operation Aviemore: Major Crime Squad Investigation into the Unlawful Killing of Mr Joshua Warneke (Tabled 20 September 2018)**

Resumption of postponed debate (Wednesday, 31 October 2018) on motion of Hon Jim Chown that the report be noted. *See Tabled paper No. 1936.*

*(After 8 minutes Temporary Order 4 applies).*

(Government response due 20 December 2018).

**3. Standing Committee on Estimates and Financial Operations — Report No. 76 — 2018-19 Budget Cycle — Part 1: Estimates hearings and related matters (Tabled 20 September 2018)**

Hon Nick Goiran — 2 minutes (Wednesday, 31 October 2018) on motion of the Minister for Environment that the report be noted. *See Tabled paper No. 1937.*

*(After 22 minutes Temporary Order 4 applies).*

(Government response due 20 November 2018).

**4. Select Committee into Elder Abuse — Final Report — 'I never thought it would happen to me': When trust is broken (Tabled 13 September 2018)**

Resumption of postponed debate (Wednesday, 17 October 2018) on motion of Hon Nick Goiran that the report be noted. *See Tabled paper No. 1787.*

*(After 40 minutes Temporary Order 4 applies).*

(Government response due 13 November 2018).

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**ORDERS OF THE DAY**

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**1. Environmental Protection Amendment Regulations (No. 2) 2018 — Disallowance**

Moved *pro forma* (SO 67(3)) 20 September 2018 on the motion of Hon Kyle McGinn (Days remaining 6 after today (Indicative date — 28 November 2018))

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Environmental Protection Amendment Regulations (No. 2) 2018* published in the *Gazette* on 12 June 2018 and tabled in the Legislative Council on 26 June 2018 under the *Environmental Protection Act 1986*, be and are hereby disallowed. (Tabled paper No. 1453).

**2. Water Services Regulations Amendment (Fees and Charges) Regulations 2018 — Disallowance**

Moved *pro forma* (SO 67(3)) 20 September 2018 on the motion of Hon Kyle McGinn (Days remaining 7 after today (Indicative date — 28 November 2018))

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Water Services Regulations Amendment (Fees and Charges) Regulations 2018* published in the *Gazette* on 22 June 2018 and tabled in the Legislative Council on 26 June 2018 under the *Water Services Act 2012*, be and are hereby disallowed. (Tabled paper No. 1468).

**3. Planning and Development (Development Assessment Panels) Amendment Regulations 2018 — Disallowance**

Moved *pro forma* (SO 67(3)) 11 October 2018 on the motion of Hon Robin Chapple (Days remaining 9 after today (Indicative date — 5 December 2018))

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Planning and Development (Development Assessment Panels) Amendment Regulations 2018* published in the *Gazette* on 26 June 2018 and tabled in the Legislative Council on 14 August 2018 under the *Planning and Development Act 2005*, be and are hereby disallowed. (Tabled paper No. 1564).

**4. Public Transport Authority Amendment Regulations 2018 — Disallowance**

Moved *pro forma* (SO 67(3)) 11 October 2018 on the motion of Hon Robin Chapple (Days remaining 9 after today (Indicative date — 5 December 2018))

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Public Transport Authority Amendment Regulations 2018* published in the *Gazette* on 6 July 2018 and tabled in the Legislative Council on 14 August 2018 under the *Public Transport Authority Act 2003*, be and are hereby disallowed. (Tabled paper No. 1566).

**9. [Railway \(METRONET\) Bill 2018](#) [LA 70–1] Minister for Environment representing the Minister for Transport**

Second reading (Tuesday, 6 November 2018).

**10. [Animal Welfare Amendment Bill 2017](#) [LC 33–1] Minister for Agriculture and Food**

Third reading (Tuesday, 6 November 2018).

**15. \*[Public and Health Sector Legislation Amendment \(Right of Return\) Bill 2018](#) [LA 86–1] Leader of the House representing the Premier**

Second reading adjourned (Wednesday, 12 September 2018).

*cf SNP 86 Issue 1 – 6 November 2018.*

14. **\*[Criminal Law Amendment \(Intimate Images\) Bill 2018](#)** [LA 76–1] *Leader of the House representing the Attorney General*

Committee progress clause 4 (Thursday, 1 November 2018).  
cf SNP 76 Issue 1 – 20 September 2018.

19. **[Gaming and Wagering Legislation Amendment Bill 2018](#)** [LA 93–2] *Minister for Regional Development representing the Minister for Racing and Gaming*

Second reading adjourned (Tuesday, 30 October 2018).

28. **\*[Standing Committee on Procedure and Privileges — Report No. 49 — Treaty Function — Standing Committee on Uniform Legislation and Statutes Review — Recommendation 1](#)**  
(Tabled 10 May 2018)

Consideration in Committee of the Whole, on the motion of Hon Rick Mazza, of Recommendation 1 contained in Report No. 49 of the Standing Committee on Procedure and Privileges, *Treaty Function — Standing Committee on Uniform Legislation and Statutes Review*.  
See Tabled paper No. 1344 (Tabled 10 May 2018).

Recommendation 1 states —

The Committee recommends that the Legislative Council delete clause 6.3(c) in Schedule 1 of the Standing Orders of the Legislative Council and re-number the remaining subclauses accordingly.

Clause 6 of Schedule 1 of the Standing Orders sets out the terms of reference of the Standing Committee on Uniform Legislation and Statutes Review. Clause 6.3(c) provides that one of its functions is —

(c) to examine the provisions of any treaty that the Commonwealth has entered into or presented to the Commonwealth Parliament, and determine whether the treaty may impact upon the sovereignty and law-making powers of the Parliament of Western Australia;

\* For amendments see Supplementary Notice Paper and/or Committee Report

**NIGEL PRATT**

Clerk of the Legislative Council