

LEGISLATIVE COUNCIL  
WEDNESDAY, 31 MARCH 2010

2.00pm

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Prayers

**2.00PM - ORDER OF BUSINESS**

Petitions

(Hon Robin Chapple)

Statements by Ministers and Parliamentary Secretaries

(Minister for Child Protection)

(Parliamentary Secretary representing the Minister for Regional Development)

Papers for Tabling

(President)

(Leader of the House)

(Minister for Child Protection)

(Parliamentary Secretary representing the Treasurer)

Notice of Questions

Notices of Motions to Introduce Bills

(Hon Sally Talbot)

Notices of Motions for Disallowance

Notices of Motions

Motions without Notice

Motions on Notice

4.30pm Questions without Notice

5.00pm Committee Reports and Ministerial Statements

7.30pm Orders of the Day

9.45pm Members' Statements

10.25pm House adjourns

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**MOTIONS ON NOTICE**

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**1. Freedom of Information Process** (*Notice given 18 March 2009*)

Continuation of remarks Leader of the House (Thursday, 25 March 2010) on the motion of Hon Ljiljana Ravlich as follows -

That this House condemns the Premier for failing to honour his election commitment to review the manner in which Departments are administering the Freedom of Information (FOI) process, to ensure that the Government is accountable and open in accordance with the spirit of the FOI Act and calls on the Premier to explain why he has allowed a culture of arrogance, secrecy and of deliberately keeping information from the public to develop among his Cabinet Ministers when dealing with FOI requests.

**2. Fremantle Port - Lead Export** (*Notice given 18 March 2009*)

Hon Sally Talbot: To move -

- (1) That this House condemns the Minister for Environment and the Minister for Mines for their lack of openness and accountability in relation to their decision to allow lead to be transported through 22 suburbs in the metropolitan area on its way to Fremantle and calls on both Ministers to explain why they have not made all details in relation to lead shipments public.
- (2) That this House also calls on the Minister for Environment to explain why, since environmental approval was given by her for Magellan Metals to transport containerised lead carbonate through suburbs to the Fremantle Port, so little has been revealed to the thousands of families living in and around suburbs along the proposed transport route.

**3. Lobbyists Register** (*Notice given 18 March 2009*)

Hon Ljiljana Ravlich: To move -

That this House condemns the Premier for breaking a key election commitment on accountability by not introducing legislation to create a public register for lobbyists in his first 100 days of government, and calls on the Premier to explain –

- (a) why he has not met this commitment and when will he introduce legislation to create a public register for lobbyists;
- (b) how the proposed legislation will be applied to different classes of lobbyists, consultants, consultant-lobbyists, in-house corporate consultants and in-house lobbyists employed by organizations;
- (c) what are the registration requirements for lobbyists before being permitted to be on the register -
  - (i) business registration details;
  - (ii) names of owners;
  - (iii) partner and major shareholders; and

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- (iv) names and positions of those employed and the names of their clients;
- (d) what is the set of principles of ethical conduct relating to a lobbyist before being placed on the register;
- (e) what will be the reporting requirements of lobbyists, including but not limited to -
  - (i) what has to be reported;
  - (ii) when it has to be reported;
  - (iii) who will lobbyists be required to report to; and
  - (iv) whether or not any lobbyists will be banned from being placed on the register and who they might be;
- (f) the means by which a lobbyist can be removed from the Register;
- (g) the appeal mechanisms for a lobbyist who is removed from the register; and
- (h) the frequency that the code will be reviewed and who will have the responsibility for such a function.

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**CONSIDERATION OF COMMITTEE REPORTS AND MINISTERIAL STATEMENTS**

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**1. Standing Committee on Environment and Public Affairs - Report No. 16 - Municipal Waste Management in Western Australia - Committee Report (Tabled 19 May 2009)**

Continuation of remarks Hon Sally Talbot - mins 7 (Thursday, 25 March 2010) on the motion of Hon Kate Doust that the report be noted. *See Tabled paper No. 778.*

**2. Australian Training Awards - Ministerial Statement Minister for Training (Given 27 November 2008)**

Consideration.

**3. Standing Committee on Estimates and Financial Operations - Report No. 21 - Report on the Inquiry into Public Sector Expenditure - Committee Report (Tabled 19 May 2009)**

Consideration. *See Tabled paper No. 779.*

**4. Esperance - Lead Contamination Clean-Up - Ministerial Statement and Tabled Paper Minister for Transport (Given 3 December 2008)**

Consideration. *See Tabled paper No. 405.*

**5. Standing Committee on Legislation - Report No. 14 - Inquiry into the Jurisdiction and Operation of the State Administrative Tribunal - Committee Report (Tabled 20 May 2009)**

Consideration. *See Tabled paper No. 791.*

6. **Metropolitan Regional Scheme Amendments Nos 1127/41, 1128/41, 1129/41 and 1130/41 - Baldivis Urban Area - Ministerial Statement and Tabled Papers** *Minister for Child Protection representing the Minister for Planning (Given 9 December 2008)*

Consideration. *See Tabled papers Nos 411A-D and 412A-E.*

7. **Joint Standing Committee on Delegated Legislation - Report No. 33 - State Administrative Tribunal Rules Amendment (No. 2) 2008 - Committee Report** *(Tabled 21 May 2009)*

Consideration. *See Tabled paper No. 805.*

8. **Department of Planning and Infrastructure - Licensing Information provided to Wilson Parking and Westralia Airports Corporation - Ministerial Statement and Tabled Paper** *Minister for Transport (Given 9 December 2008)*

Consideration. *See Tabled paper No. 423.*

9. **Joint Standing Committee on the Corruption and Crime Commission - Report No. 4 - Corruption and Crime Commission's Response to the Select Committee into the Police Raid on *The Sunday Times* Report No. 1 - Committee Report** *(Tabled 23 June 2009)*

Consideration. *See Tabled paper No. 899.*

10. **Vocational Education and Training - Ministerial Statement** *Minister for Training (Given 12 March 2009)*

Consideration.

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## ORDERS OF THE DAY

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### 1. **Taxi Amendment Regulations (No. 2) 2009 - Disallowance**

Moved *pro forma* (SO 152(b)) (Tuesday, 2 March 2010) on the motion of Hon Robin Chapple (Days remaining 4 after today)

That the *Taxi Amendment Regulations (No. 2) 2009* published in the *Gazette* on 29 September 2009 and tabled in the Legislative Council on 13 October 2009 under the *Taxi Act 1994*, be and are hereby disallowed. (Tabled paper 1359).

### 2. **Genetically Modified Crops Free Areas Exemption Order - Disallowance**

Moved *pro forma* (SO 152(b)) (Wednesday, 24 March 2010) on the motion of Hon Giz Watson (Days remaining 7 after today)

That the *Genetically Modified Crops Free Areas Exemption Order* published in the *Gazette* on 29 January 2010 and tabled in the Legislative Council on 3 March 2010 under the *Genetically Modified Crops Free Areas Act 2003*, be and is hereby disallowed. (Tabled paper 1706).

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**3. Cross-border Justice Regulations 2009 - Disallowance**

Moved *pro forma* (SO 152(b)) (Tuesday, 30 March 2010) on the motion of Hon Robin Chapple (Days remaining 9 after today)

That the *Cross-border Justice Regulations 2009* published in the *Gazette* on 28 October 2009 and tabled in the Legislative Council on 10 November 2009 under the *Cross-border Justice Act 2008*, be and are hereby disallowed. (Tabled paper 1487).

**4. Betting Control Amendment Regulations (No. 4) 2009 - Disallowance**

Moved *pro forma* (SO 152(b)) (Tuesday, 30 March 2010) on the motion of Hon Robin Chapple (Days remaining 9 after today)

That the *Betting Control Amendment Regulations (No. 4) 2009* published in the *Gazette* on 30 October 2009 and tabled in the Legislative Council on 10 November 2009 under the *Betting Control Act 1954*, be and are hereby disallowed. (Tabled paper 1461).

**5. Casino Control Amendment Regulations 2009 - Disallowance**

Moved *pro forma* (SO 152(b)) (Tuesday, 30 March 2010) on the motion of Hon Robin Chapple (Days remaining 9 after today)

That the *Casino Control Amendment Regulations 2009* published in the *Gazette* on 30 October 2009 and tabled in the Legislative Council on 10 November 2009 under the *Casino Control Act 1984*, be and are hereby disallowed. (Tabled paper 1462).

**6. Casino Control (Burswood Island) (Licensing of Employees) Amendment Regulations (No. 2) 2009 - Disallowance**

Moved *pro forma* (SO 152(b)) (Tuesday, 30 March 2010) on the motion of Hon Robin Chapple (Days remaining 9 after today)

That the *Casino Control (Burswood Island) (Licensing of Employees) Amendment Regulations (No. 2) 2009* published in the *Gazette* on 30 October 2009 and tabled in the Legislative Council on 10 November 2009 under the *Casino Control Act 1984*, be and are hereby disallowed. (Tabled paper 1462).

**7. Gaming and Wagering Commission Amendment Regulations 2009 - Disallowance**

Moved *pro forma* (SO 152(b)) (Tuesday, 30 March 2010) on the motion of Hon Robin Chapple (Days remaining 9 after today)

That the *Gaming and Wagering Commission Amendment Regulations 2009* published in the *Gazette* on 30 October 2009 and tabled in the Legislative Council on 10 November 2009 under the *Gaming and Wagering Commission Act 1987*, be and are hereby disallowed. (Tabled paper 1464).

**8. Hospitals (Licensing and Conduct of Private Hospitals) Amendment Regulations 2009 - Disallowance**

Moved *pro forma* (SO 152(b)) (Tuesday, 30 March 2010) on the motion of Hon Robin Chapple (Days remaining 9 after today)

That the *Hospitals (Licensing and Conduct of Private Hospitals) Amendment Regulations 2009* published in the *Gazette* on 30 October 2009 and tabled in the Legislative Council on 10 November 2009 under the *Hospitals and Health Services Act 1927*, be and are hereby disallowed. (Tabled paper 1471).

**9. Hospitals (Licensing and Conduct of Private Psychiatric Hostels) Amendment Regulations 2009 - Disallowance**

Moved *pro forma* (SO 152(b)) (Tuesday, 30 March 2010) on the motion of Hon Robin Chapple (Days remaining 9 after today)

That the *Hospitals (Licensing and Conduct of Private Psychiatric Hostels) Amendment Regulations 2009* published in the *Gazette* on 30 October 2009 and tabled in the Legislative Council on 10 November 2009 under the *Hospitals and Health Services Act 1927*, be and are hereby disallowed. (Tabled paper 1471).

**10. Racing and Wagering Western Australia Amendment Regulations 2009 - Disallowance**

Moved *pro forma* (SO 152(b)) (Tuesday, 30 March 2010) on the motion of Hon Robin Chapple (Days remaining 9 after today)

That the *Racing and Wagering Western Australia Amendment Regulations 2009* published in the *Gazette* on 30 October 2009 and tabled in the Legislative Council on 10 November 2009 under the *Racing and Wagering Western Australia Act 2003*, be and are hereby disallowed. (Tabled paper 1467).

**11. Racing Penalties (Appeals) Amendment Regulations 2009 - Disallowance**

Moved *pro forma* (SO 152(b)) (Tuesday, 30 March 2010) on the motion of Hon Robin Chapple (Days remaining 9 after today)

That the *Racing Penalties (Appeals) Amendment Regulations 2009* published in the *Gazette* on 30 October 2009 and tabled in the Legislative Council on 10 November 2009 under the *Racing Penalties (Appeals) Act 1990*, be and are hereby disallowed. (Tabled paper 1466).

**12. Waste Avoidance and Resource Recovery Levy Amendment Regulations 2009 - Disallowance**

Moved *pro forma* (SO 152(b)) (Tuesday, 30 March 2010) on the motion of Hon Robin Chapple (Days remaining 9 after today)

That the *Waste Avoidance and Resource Recovery Levy Amendment Regulations 2009* published in the *Gazette* on 22 December 2009 and tabled in the Legislative Council on 3 March 2010 under the *Waste Avoidance and Resource Recovery Levy Act 2007*, be and are hereby disallowed. (Tabled paper 1721).

**18. Treasurer's Advance Authorisation Bill 2010 [LA 119-1] Parliamentary Secretary representing the Treasurer**

Committee progress clause 3 (Tuesday, 30 March 2010).

**16. Appropriation (Consolidated Account) Recurrent 2007-08 and 2008-09 (Supplementary) Bill 2009 [LA 091-1] Parliamentary Secretary representing the Treasurer**

Second reading adjourned Leader of the House (Tuesday, 30 March 2010).

**17. Appropriation (Consolidated Account) Capital 2007-08 and 2008-09 (Supplementary) Bill 2009 [LA 090-1] Parliamentary Secretary representing the Treasurer**

Second reading adjourned (Tuesday, 23 March 2010).

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**20. Approvals and Related Reforms (No. 3) (Crown Land) Bill 2009** [LA 100-1] *Parliamentary Secretary representing the Minister for Lands*

Second reading adjourned (Tuesday, 23 March 2010).

**15. Working with Children (Criminal Record Checking) Amendment Bill 2009** [LC 096-1] *Minister for Child Protection*

Committee progress clause 4 (Thursday, 25 March 2010). *See Standing Committee on Uniform Legislation and Statutes Review Report No. 45* (Tabled 4 March 2010). (Standing Order 230A no longer applies).

**19. \*Road Traffic Amendment Bill 2010** [LA 118-1] *Minister for Energy representing the Minister for Police*

Second reading adjourned (Tuesday, 23 March 2010). *cf SNP 118 Issue 1 - 30 March 2010.*

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

**MALCOLM PEACOCK**

Clerk of the Legislative Council