

WESTERN AUSTRALIA

LEGISLATIVE COUNCIL

MINUTES OF PROCEEDINGS

No. 49

THURSDAY, 22 MARCH 2018

1. Meeting of Council

The Council assembled at 10.00am pursuant to order.

The President, Hon Kate Doust, took the Chair and read prayers.

2. Ministerial Statement — 2018 Western Australian Alcohol and Other Drug Conference

The Parliamentary Secretary to the Minister for Health made a Ministerial Statement with respect to the 2018 Western Australian Alcohol and Other Drug Conference.

3. Petition

Hon Diane Evers presented a petition from 14,638 petitioners requesting the Legislative Council to inquire into the protection of high conservation value forests and transition the timber industry out of native forests. (Tabled Paper 1166).

4. Papers

The following Papers were laid on the Table by —

Leader of the House

Annual Reports —

Central Regional TAFE (2017) (Date received 21/03/2018) 1164

University of Western Australia (2017) (Date received 21/03/2018) 1165

5. Joint Standing Committee on Delegated Legislation — Report No. 7 — Biosecurity and Agriculture Management Act 2007 Notice Under Section 130(1)

Hon Robin Chapple presented Report No. 7 of the Joint Standing Committee on Delegated Legislation, *Biosecurity and Agriculture Management Act 2007 Notice Under Section 130(1)*. (Tabled Paper 1167).

6. Joint Standing Committee on Delegated Legislation — Report No. 8 — Shire of Northampton Local Government Property Local Law 2017

Hon Robin Chapple presented Report No. 8 of the Joint Standing Committee on Delegated Legislation, *Shire of Northampton Local Government Property Local Law 2017*. (Tabled Paper 1168).

7. Joint Standing Committee on Delegated Legislation — Report No. 9 — Shire of Chittering Repeal Local Law 2017

Hon Robin Chapple presented Report No. 9 of the Joint Standing Committee on Delegated Legislation, *Shire of Chittering Repeal Local Law 2017*. (Tabled Paper 1169).

8. Strong and Sustainable Resource Communities Bill 2018

The Hon Colin Tincknell: To move on the next day of sitting —

That a Bill for “An Act to prioritise recruitment from local and regional communities in the vicinity of large resource projects during their operation.” be introduced and read a first time.

9. Local Projects, Local Jobs — Appointment of a Special Inquirer

Non-Government Business No. 1 having been called, Hon Jacqui Boydell moved, without notice —

That this House calls on the State Government to appoint a Special Inquirer under section 24 of the *Public Sector Management Act 1994* to examine the expenditure of \$39 million of taxpayer funds under the Local Projects, Local Jobs program.

Debate ensued.

Hon Jacqui Boydell, by leave, tabled a photograph of a cheque presentation from Mr Kevin Michel MLA for the Local Projects, Local Jobs Program. (Tabled Paper 1170).

Debate resumed.

Motion lapsed.

10. Langoulant Report Findings

Private Members’ Business No. 1 having been called, Hon Kyle McGinn moved, without notice —

That in light of the findings of the Langoulant report, this House —

- (a) recognises that the former Liberal-National Government's procurement practices were inadequate, especially in terms of the stadium footbridge; and
- (b) commends the McGowan Government for moving towards more locally based procurement, which will deliver more local jobs.

Debate ensued.

Hon Kyle McGinn, by leave, tabled documents from the Minister for Finance to the Construction, Forestry, Mining and Energy Union. (Tabled Paper 1171).

Debate resumed.

Motion lapsed.

11. Order of Business

Ordered — That Orders of the Day Nos 1, *Shire of Chittering Repeal Local Law 2017 — Disallowance*, 2, *Shire of Northampton Local Government Property Local Law 2017 — Disallowance*, 3, *Biosecurity and Agriculture Management Act 2007 Notice Under Section 130(1) — Disallowance*, 5, *Shire of Bridgetown-Greenbushes Cemeteries Amendment Local Law 2017 — Disallowance*, 6, *Transfer of Land Amendment Regulations 2017 — Disallowance*, 7, *City of Karratha Activities in Thoroughfares and Public Places and Trading Local Law 2017 — Disallowance*, 8, *Shire of Donnybrook-Balingup Meeting Procedures Local Law 2017 — Disallowance*, 10, *Shire of Broome Parking and Parking Facilities Amendment Local Law (2) 2017 — Disallowance*, 11, *Shire of Capel Dogs Local Law 2017 — Disallowance*, 12, *Shire of Collie Parking and Parking Facilities Amendment Local Law 2017 — Disallowance*, 13, *Western Australian Meat Industry Authority Amendment Regulations 2017 — Disallowance*, and 24, *Civil Liability Legislation Amendment (Child Sexual Abuse Actions) Bill 2017*, be taken after Order of the Day No. 23, *Appropriation (Capital 2010–11 to 2015–16) Supplementary Bill 2017*. (Leader of the House).

12. Water Services (Water Corporations Charges) Amendment Regulations 2017 — Disallowance — Discharge from Notice Paper

The Order of the Day having been called, Hon Robin Chapple moved, without notice —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, Order of the Day No. 4, *Water Services (Water Corporations Charges) Amendment Regulations 2017 — Disallowance*, be discharged from the Notice Paper.

Question — put and passed.

13. Port Authorities Amendment Regulations 2017 — Disallowance — Discharge from Notice Paper

The Order of the Day having been called, Hon Robin Chapple moved, without notice —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, Order of the Day No. 9, *Port Authorities Amendment Regulations 2017 — Disallowance*, be discharged from the Notice Paper.

Question — put and passed.

14. Health Practitioner Regulation National Law (WA) Amendment Bill 2017

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

Debate resumed.

The Parliamentary Secretary to the Minister for Health tabled documents in relation to the estimated date for the finalisation of the Health Practitioner National Law regulations. (Tabled Paper 1172).

Question — put and passed.

Bill read a second time.

The Acting President left the Chair.

In Committee

(Hon Matthew Swinbourn in the Chair)

Clause 1.

Debate ensued.

Clause agreed to.

Clause 2.

Debate ensued.

Clause agreed to.

Clause 3 agreed to.

Clause 4.

Debate ensued.

Clause agreed to.

Clauses 5 to 13 agreed to.

Clause 14.

Debate ensued.

Clause agreed to.

Clauses 15 to 49 agreed to.

Clause 50.

The Parliamentary Secretary to the Minister for Health moved —

Page 22, line 29 — To delete “practitioner; or” and insert:

practitioner or student; or

Debate ensued.

Amendment — put and passed.

15. Questions Without Notice

Questions without notice were taken.

The Minister for Education and Training, by leave, incorporated into *Hansard* information in relation to critical incidents reports submitted to the Department of Education and referred to Western Australia Police, in response to a question without notice asked by Hon Charles Smith.

The Minister for Education and Training, by leave, incorporated into *Hansard* information in relation to operating deficits for seven camp schools for the past five years, in response to a question without notice asked by Hon Martin Aldridge.

16. Health Practitioner Regulation National Law (WA) Amendment Bill 2017

Resumption of consideration of this Bill in Committee of the Whole House (*see item 14 above*).

The Deputy President left the Chair.

In Committee

(Hon Simon O'Brien in the Chair)

Clause 50.

Debate resumed.

Clause, as amended, agreed to.

Clauses 51 to 85 agreed to.

Clause 86 agreed to.

New Clause 86A.

The Parliamentary Secretary to the Minister for Health moved —

Page 42, after line 15 — To insert:

86A. Section 245 amended

After section 245(4) insert:

- (5) The amendment of the *Health Practitioner Regulation National Law (WA) Regulations 2010* by the *Health Practitioner Regulation National Law (WA) Amendment Act 2017* does not prevent the national regulations from being amended or repealed under this section.

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 Bill, made progress, and seeks to sit again.

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

17. Members' Statements

Statements were taken.

18. Adjournment

The Council adjourned at 5.45pm until Tuesday, 27 March 2017 at 2.00pm.

Members present during the day's proceedings

Attendance: Present all Members except Hon Colin Holt.

NIGEL PRATT

Clerk of the Legislative Council

HON KATE DOUST MLC

President of the Legislative Council