

WESTERN AUSTRALIA

LEGISLATIVE COUNCIL

MINUTES OF PROCEEDINGS

No. 60

WEDNESDAY, 16 MAY 2018

1. Meeting of Council

The Council assembled at 1.00pm pursuant to order.

The President, Hon Kate Doust, took the Chair.

Prayers and an Acknowledgement of Country were read.

2. Death of Mr Dexter Davies — Motion of Condolence

The Leader of the House moved, without notice —

That this Council expresses its deep regret at the death of Mr Dexter Davies, a former Member of the Legislative Council for the Agricultural Region; and places on record its appreciation for his long public service, and tenders its profound sympathy to his wife and members of his family in their bereavement.

The motion was supported by several Members, including the President, and carried in silence; Members standing in their places.

3. Message from His Excellency the Governor — Assent to Bill

The President reported the receipt of a Message from His Excellency the Governor assenting to the following Bill —

15 May 2018 — Message No. 11	Act No.
Railway and Port (The Pilbara Infrastructure Pty Ltd) Agreement Amendment Bill 2018	6 of 2018

4. Joint Standing Committee on the Corruption and Crime Commission — Membership

The following Message from the Legislative Assembly was reported —

Madam President Message No. 58

The Legislative Assembly acquaints the Legislative Council that it has agreed to the following resolution —

That the Member for Vasse is discharged from the Joint Standing Committee on Delegated Legislation and the Member for Cottesloe is appointed in her place, and that the Legislative Council be acquainted accordingly.

Hon P.B. Watson
Speaker
Legislative Assembly Chamber
Perth, 16 May 2018

5. Statement by President — Seating Change

The President made the following Statement —

I have received a request from the Leader of the House for a seating change. This arises from the resignation of the Hon Martin Pritchard as the Government Whip in the Legislative Council. The Western Australia Labor Caucus has appointed the Hon Pierre Yang to this role. I have approved that seating change.

6. Ministerial Statement — Government Whip

The Leader of the House made a Ministerial Statement with respect to the resignation of Hon Martin Pritchard as the Government Whip, and the appointment of Hon Pierre Yang to the position.

7. Paper

The following Paper was laid on the Table by —

President

Auditor General's Papers —

Management of Salinity (Report No. 8) (May 2018) 1364

8. Genetically Modified Crops Free Areas Repeal Act

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

That given the Government spoke so vigorously against the *Genetically Modified Crops Free Areas Repeal Bill 2015* when in opposition, that the Government now reinstate the *Genetically Modified Crops Free Areas Act 2003*.

9. Questions Without Notice

Questions without notice were taken.

The Leader of the House representing the Premier, by leave, incorporated into *Hansard* information in relation to membership of the delegations to China and Japan, in response to a question without notice asked by Hon Peter Collier.

The Minister for Environment representing the Minister for Emergency Services, by leave, incorporated into *Hansard* information in relation to default capabilities of Volunteer Bush Fire Brigades, Volunteer Fire and Emergency Services Brigades, Volunteer Fire and Rescue Brigades, Career Fire and Rescue Brigades and State Emergency Service Units, in response to a question without notice asked by Hon Rick Mazza.

The Minister for Environment representing the Minister for Energy, by leave, incorporated into *Hansard* information in relation to Synergy customers on a payment plan and total amount owing for each month from July 2017 to April 2018, in response to a question without notice asked by Hon Peter Collier.

The Minister for Environment tabled the Greater Bunbury Region Scheme Amendment No. 10XX/XX Special Control Area No. 4, Water Treatment Plant Odour Buffer Amendment Report, in response to a question without notice asked by Hon Diane Evers. (Tabled Paper 1365).

The Minister for Environment tabled documents in relation to pastoral leases and land clearing in the Kimberley, in response to question on notice No. 1091 asked by Hon Robin Chapple. (Tabled Paper 1366).

10. Genetically Modified Crops Free Areas Repeal Act

Debate resumed on the motion of Hon Diane Evers (*see item 8 above*).

Motion — put.

The Council divided.

Ayes (3)

Hon Tim Clifford
Hon Alison Xamon

Hon Diane Evers (*Teller*)

Noes (29)

Hon Ken Baston	Hon Michael Mischin
Hon Jacqui Boydell	Hon Simon O'Brien
Hon Jim Chown	Hon Martin Pritchard
Hon Alanna Clohesy	Hon Samantha Rowe
Hon Peter Collier	Hon Robin Scott
Hon Stephen Dawson	Hon Tjorn Sibma
Hon Colin de Grussa	Hon Charles Smith
Hon Sue Ellery	Hon Aaron Stonehouse
Hon Adele Farina	Hon Matthew Swinbourn
Hon Nick Goiran	Hon Dr Sally Talbot
Hon Laurie Graham	Hon Dr Steve Thomas
Hon Colin Holt	Hon Colin Tincknell
Hon Alannah MacTiernan	Hon Darren West
Hon Rick Mazza	Hon Pierre Yang (<i>Teller</i>)
Hon Kyle McGinn	

Motion thus negatived.

11. Independent Rural Fire Service

Motion No. 2 having been called, Hon Rick Mazza, pursuant to notice, moved —

That this House supports:

- (a) the creation of an independent Rural Fire Service (RFS) consistent with the recommendations of the Euan Fergusson Report;
- (b) the new RFS be funded by a proportion of the Emergency Services Levy (ESL);
- (c) the ESL be treated the same as other sources of State revenue and collected by the Department of Finance;
- (d) the Department of Finance to then remit funding to the DFES and the RFS as per operational and budgetary requirements; and
- (e) that the House directs the Public Administration Committee to inquire into the implementation of an independent Rural Fire Service and report to the Legislative Council within 12 months of the referral.

Interruption pursuant to order.

12. Consideration of Committee Reports

Pursuant to order for the consideration of Committee Reports.

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In Committee

(Hon Simon O'Brien in the Chair)

Standing Committee on Estimates and Financial Operations — Report No. 73 — 2017-18 Budget Cycle — Part 1: Estimates hearings and related matters

Debate resumed on the motion of Hon Peter Collier, That the Report be noted.

Interruption pursuant to order.

The President resumed the Chair.

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

Standing Committee on Estimates and Financial Operations — Report No. 73 — 2017-18 Budget Cycle — Part 1: Estimates hearings and related matters, made progress and seeks to sit again.

Report adopted.

13. Members' Statements

Statements were taken.

14. Adjournment

The Council adjourned at 6.29pm until Thursday, 17 May 2018 at 10.00am.

Members present during the day's proceedings

Attendance: Present all Members except Hon Robin Chapple.

NIGEL PRATT
Clerk of the Legislative Council

HON KATE DOUST MLC
President of the Legislative Council