

LEGISLATIVE COUNCIL

MINUTES OF PROCEEDINGS

No. 65

WEDNESDAY, 9 APRIL 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 Alanna Clohesy presented a petition from 900 petitioners requesting the Legislative Council to review the imprisonment of women serving life sentences for murder relating to domestic homicide to ensure fairness and justice is properly served. (Tabled Paper 1384).

Hon Alanna Clohesy sought leave to table a non-conforming e-petition.

Leave denied.

3. Ministerial Statement — Department for Child Protection and Family Support — Perth Airport Achiever Awards

The Minister for Child Protection made a Ministerial Statement with respect to the Perth Airport Achiever Awards 2014.

4. Ministerial Statement — Sentencing Legislation (Transitional Provisions) Amendment Act 2008

The Attorney General made a Ministerial Statement with respect to the effect of the *Sentencing Legislation (Transitional Provisions) Amendment Act 2008*.

5. Ministerial Statement — Criminal Code Amendment Act 2009

The Attorney General made a Ministerial Statement with respect to the effect of the *Criminal Code Amendment Act 2009*.

6. Ministerial Statement — Criminal Code Amendment (Graffiti) Act 2009

The Attorney General made a Ministerial Statement with respect to the effect of the *Criminal Code Amendment (Graffiti) Act 2009*.

7. Ministerial Statement — Prohibited Behaviour Orders Act 2010

The Attorney General made a Ministerial Statement with respect to the effect of the *Prohibited Behaviour Orders Act 2010*.

8. Ministerial Statement — Juries Act 1957 — Amendments

The Attorney General made a Ministerial Statement with respect to the effect of the 2010 amendments to the *Juries Act 1957*.

9. Ministerial Statement — Fines Enforcement Registry

The Attorney General made a Ministerial Statement with respect to the Fines Enforcement Registry Results 2013.

10. Papers

The following Papers were laid on the Table by —

President

Reports -

Ombudsman Western Australia – Investigation into ways that State Government departments and authorities can prevent or reduce suicide by young people..... 1382

Leader of the House

Reports -

Interstate and Overseas Travel Undertaken by Members of Parliament Funded by the Imprest System (for the three months ended 30 August 2013)..... 1383

11. Criminal Code Amendment (Child Sex Offences) Bill 2013

The following Message from the Legislative Assembly was reported —

Mr President

Message No. 53

The Legislative Assembly acquaints the Legislative Council that it has agreed to the *Criminal Code Amendment (Child Sex Offences) Bill 2013* without amendment.

Ms W.M. Duncan

Deputy Speaker

Legislative Assembly Chamber

Perth, 9 April 2014

12. Greater Fremantle Area – Planning and Development

Motion No. 1 having been called, debate resumed on the amendment of Hon Helen Morton as follows —

To delete all words after “House” and insert —

encourages the Government to continue to engage fully with the City of Fremantle in meeting the planning challenges for part or all of the Fremantle area, including North Fremantle.

to the motion of Hon Simon O’Brien as follows —

That this House requests the Metropolitan Redevelopment Authority to prioritise the coordination and management of the planning and development of the greater Fremantle area, including all of North Fremantle.

13. Questions Without Notice

Questions without notice were taken.

The Parliamentary Secretary representing the Minister for Tourism tabled a Ministerial Statement in relation to the draft Rottnest Island Management Plan, in response to a question without notice asked by Hon Liz Behjat. (Tabled Paper 1385).

The Leader of the House representing the Minister for Sport and Recreation tabled documents in relation to Allia Venv Management agreements with the State Government, in response to a question without notice asked by Hon Samantha Rowe. (Tabled Paper 1386).

The Parliamentary Secretary representing the Minister for Transport tabled documents in relation to taxi driver offences charged by Western Australia Police in 2013, in response to question on notice No. 810 asked by Hon Ken Travers. (Tabled Paper 1387).

The Parliamentary Secretary representing the Minister for Transport tabled documents in relation to Department of Transport guidelines for advertising tenders, in response to question on notice No. 821 asked by Hon Ken Travers. (Tabled Paper 1388).

The Parliamentary Secretary representing the Minister for Transport tabled documents in relation to car parking bays at each station on the Perth Metropolitan rail lines at 1 January 2012, in response to question on notice No. 844 asked by Hon Ken Travers. (Tabled Paper 1389).

The Parliamentary Secretary representing the Minister for Transport tabled documents in relation to car parking bays at each train station on the Perth Metropolitan rail lines at 1 January 2013, in response to question on notice No. 845 asked by Hon Ken Travers. (Tabled Paper 1390).

The Parliamentary Secretary representing the Minister for Transport tabled documents in relation to car parking bays at each train station on the Perth Metropolitan rail lines at 1 January 2014, in response to question on notice No. 846 asked by Hon Ken Travers. (Tabled Paper 1391).

The Parliamentary Secretary representing the Minister for Transport tabled documents in relation to elevators at train stations across the Perth Urban Rail Network, in response to question on notice No. 944 asked by Hon Ken Travers. (Tabled Paper 1392).

14. Greater Fremantle Area – Planning and Development

Debate resumed the amendment of Hon Helen Morton (*see item 12 above*).

Amendment — put and passed.

Motion, as amended, agreed to.

15. Gender Pay Gap – Pay Equity Inquiry

Motion No. 2 having been called, Hon Alanna Clohesy, pursuant to notice, moved —

That the Legislative Council notes that Western Australia continues to have the widest gender pay gap in Australia and calls on the Government to conduct a pay equity inquiry as a matter of urgency and use the recommendations of that inquiry to formulate a two-year strategy to close the gender pay gap in Western Australia.

Interruption pursuant to order.

16. Consideration of Committee Reports

Pursuant to order for the consideration of Committee Reports.

In Committee

(Hon Amber-Jade Sanderson in the Chair)

Standing Committee on Public Administration — Report No. 20 — Inquiry into Pastoral Leases in Western Australia

Debate resumed on the motion of Hon Darren West, That the Report be noted.

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 —

Standing Committee on Public Administration — Report No. 20— *Inquiry into Pastoral Leases in Western Australia*, and had noted same.

Report adopted.

17. Order of Business

Ordered — That Bills for Introduction be taken forthwith. (Leader of the House).

18. Electoral Amendment Bill 2014

The Minister for Electoral Affairs, pursuant to notice, moved —

That a Bill for “An Act to amend the *Electoral Act 1907* and the *Freedom of Information Act 1992*.” be introduced and read a first time.

Question — put and passed.

Bill read a first time.

The Minister for Electoral Affairs moved, That the Bill be read a second time.

The Minister for Electoral Affairs tabled an Explanatory Memorandum relating to the Bill. (Tabled Paper 1394).

Debate stands adjourned.

19. Disability Services Amendment Bill 2014

The Acting President reported the receipt of Message No. 52 from the Legislative Assembly forwarding the Bill for concurrence.

The Minister for Disability Services moved, That the Bill be read a first time.

Question — put and passed.

Bill read a first time.

The Minister for Disability Services moved, That the Bill be read a second time.

The Minister for Disability Services tabled an Explanatory Memorandum relating to the Bill. (Tabled Paper 1393).

Debate stands adjourned and Bill referred to the Standing Committee on Uniform Legislation and Statutes Review [SO 126].

20. Order of Business

Ordered — That Orders of the Day Nos 1, *Environmental Protection (Clearing of Native Vegetation) Amendment Regulations (No. 2) 2013 – Disallowance*, 2, *Children’s Court (Fees) Amendment Regulations 2013 – Disallowance*, 3, *Civil Judgments Enforcement Amendment Regulations 2013 – Disallowance*, 4, *Coroners Amendment Regulations 2013 – Disallowance*, 5, *District Court (Fees) Amendment Regulations (No. 2) 2013 – Disallowance*, 6, *Evidence (Video and Audio Links Fees and Expenses) Amendment Regulations 2013 – Disallowance*, 7, *Magistrates Court (Fees) Amendment Regulations (No. 2) 2013 – Disallowance*, 8, *State Administrative Tribunal Amendment Regulations (No. 4) 2013 – Disallowance*, 9, *Supreme Court (Fees) Amendment Regulations (No. 2) 2013 – Disallowance*, and 10, *State Administrative Tribunal Amendment Regulations (No. 2) 2013 – Disallowance* be taken after Order of the Day No. 18, *Ports Legislation Amendment Bill 2013*. (Leader of the House).

21. Workforce Reform Bill 2013

The Order of the Day having been read for the consideration of the Committee’s report upon this Bill.

The Minister for Commerce moved, That the report be adopted.

Question — put and passed.

Ordered — That the third reading of the Bill be made an Order of the Day for the next sitting.

22. Taxi Drivers Licensing Bill 2013

The Order of the Day having been read for the consideration of the Committee’s report upon this Bill.

The Parliamentary Secretary representing the Minister for Transport moved, That the report be adopted.

Question — put and passed.

Ordered — That the third reading of the Bill be made an Order of the Day for the next sitting.

23. Ports Legislation 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.

24. Members' Statements

Statements were taken.

25. Adjournment

The Council adjourned at 10.15pm until Thursday, 10 April 2014 at 10.00am.

Members present during the day's proceedings

Attendance: Present all Members except Hon Adele Farina.

NIGEL PRATT
Clerk of the Legislative Council

HON BARRY HOUSE
President of the Legislative Council