

LEGISLATIVE COUNCIL  
WEDNESDAY, MAY 7 2003

10.00am

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*[ NB. Bells ring for 4 minutes ]*

Prayers

**10.00AM - ORDER OF BUSINESS**

Petitions

(Hon Giz Watson)

Papers For Tabling

(Minister for Housing and Works)

Notices of Motions to Introduce Bills

Notices of Motions for Disallowance

Notices of Motions

Statements by Ministers and Parliamentary Secretaries

Motions without Notice

11.00am Orders of the Day (if not reached sooner)

2.00pm Motions on Notice

5.00pm Questions Without Notice

5.30pm Members' Statements

6.10pm House adjourns

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**BILLS FOR INTRODUCTION**

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**9. Veterinary Preparations and Animal Feeding Stuffs Amendment Bill  
2003 (May 6 2003)**

Minister for Agriculture, Forestry and Fisheries: To move -

That a Bill for "An Act to amend the *Veterinary Preparations and Animal Feeding Stuffs Act 1976* and for related purposes" be introduced and read a first time.

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## ORDERS OF THE DAY

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**154. Public Interest Disclosure Bill 2002 [LA 103-2] Minister for Racing and Gaming**

Further consideration in committee of Legislative Assembly Message No. 51 (Wednesday, April 2 2003) on the motion of the Minister for Racing and Gaming as follows -

That the Legislative Council does not insist on Amendment No. 9.

*See Legislative Council Message No. 41.*

**160. Perth International Centre for Application of Solar Energy Amendment Bill 2003 [LA 182-1] Minister for Housing and Works**

Second reading adjourned Minister for Housing and Works (Tuesday, May 6 2003).

**163. Public Transport Authority Bill 2003 [LA 177-2] Parliamentary Secretary to the Minister for Planning and Infrastructure**

Second reading continuation of remarks Hon Murray Criddle (Tuesday, May 6 2003).

**\*158. Consumer Credit (Western Australia) Amendment Bill 2002 [LA 167-2] Minister for Racing and Gaming**

Second reading adjourned (Thursday, April 3 2003). (SO 230A no longer applies). *See Standing Committee on Uniform Legislation and General Purposes Report No. 9 (Tabled May 6 2003).*

**168. Contaminated Sites Bill 2002 [LA 164-2B] Minister for Housing and Works**

Second reading adjourned (Thursday, April 10 2003).

**\*2. Trans-Tasman Mutual Recognition (Western Australia) Bill 2002 [LC 134-1B] Leader of the House**

Second reading adjourned Hon Bruce Donaldson (Thursday, November 28 2002). (SO 230A no longer applies). *See Standing Committee on Uniform Legislation and General Purposes Report No. 4 (Tabled October 17 2002).*

**74. Yallingup Foreshore Land Bill 2002 [LA 99-1] Minister for Racing and Gaming**

Second reading adjourned Hon Bruce Donaldson (Wednesday, December 11 2002).

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## MOTIONS ON NOTICE

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**[ Maximum debating time on any item: 5 hours 30 minutes ]**

**11. Select Committee into Water Services - Establishment (Notice given August 13 2002)**

Resumption of debate (Wednesday, April 9 2003, Hon Barry House (mins 45)) on the

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amendment of Hon Dee Margetts as follows -

In paragraph (1) -

- (1) After "future" - To insert "sustainable"; and
- (2) After "supply," - To insert "quality,"

to the motion of Hon Norman Moore as follows -

- (1) A Select Committee is appointed to inquire into and report on the issues confronting Western Australia that arise from, or relate to, the present and future supply, retention, and maintenance of water services throughout the State.
- (2) The Committee has power to send for persons, papers and records.
- (3) Standing Orders 322, 323, 330 and 331 apply to the proceedings of the Committee and any contrary or inconsistent provision of Chapter XXIII is modified accordingly.
- (4) The Committee may present interim reports without a requirement for leave and is to report finally not later than June 3 2003.

*Total time remaining on motion - 3hrs 20mins.*

**12. Referral of Evidence from the Select Committee on Western Australian Police Service** (*Notice given August 13 2002*)

Hon Derrick Tomlinson: To move -

That all information gathered by the Select Committee on the Western Australian Police Service relating to the matter referred to as "The Mickelberg Affair" be submitted to the Royal Commission into Allegations of Police Corruption in WA.

**18. Estimates Committee - Order** (*Notice given April 9 2003*)

Leader of the House: To move -

That for the purpose of considering the Estimates and Expenditure for the fiscal year 2003-04 the following order be made -

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**313. Consideration of Annual Estimates**

- 1 A committee of the whole (the "Estimates Committee") is appointed to consider the Annual Estimates of Expenditure and related documents (the "Budget Papers") which, on being tabled, stand referred to the Estimates Committee accordingly.
- 2 The Chairman of Committees, acting with the advice of the committee established under SO 125A, is to determine -
  - (a) the Votes in the Budget Papers to be considered and the order in which they will be considered;
  - (b) for each Vote, the day and time for its consideration;
  - (c) the final date for lodging questions on notice (if any) relating to each Vote; and
  - (d) cause a copy of that determination to be given to each member, each minister, and the chief executive officers of the departments or other State instrumentalities whose operations are wholly or partly funded from the Votes determined under paragraph (a).

- 3 Any variation or cancellation of a determination is to be made, if practicable, in accordance with the requirements of subclause 2.
- 4 The Chairman of Committees is the Chairman of the Estimates Committee and has those powers necessary or incidental to the maintenance of the orderly conduct of its proceedings.
- 5 When considering a Vote -
  - (a) there is no question to be resolved;
  - (b) members may ask oral questions of the appropriate minister in the Council and, with the minister's consent but subject nonetheless to SO 331, of any person appearing with that minister.
- 6 The Estimates Committee is not to require the attendance of a person by name or office unless the person is authorized or required by law to perform a function with a public purpose and there is no capacity for a minister -
  - (a) to give directions as to the manner or occasion when the function is to be performed, or
  - (b) to alter or nullify an effect resulting from a performance of the function.
- 7 Not later than 1 sitting day after the day on which the question for the second reading of a bill appropriating the Consolidated Fund for the ordinary annual services of the Government is first put, the Estimates Committee may report on any matter arising from its consideration of the Budget Papers.
- 8 Standing order 234 does not apply to a bill that appropriates the Consolidated Fund in accordance with the Budget Papers if, when it is read a second time, no notice has been given of a motion for a purpose permitted under section 46 of the *Constitution Acts Amendment Act 1899*, and in such a case the question for the third reading is to be put immediately.
- 9 The House stands adjourned over each day that is subject to a determination under subclause 2(b).
- 10 Despite subclause 9, if satisfied by the Leader of the House that a matter requires the immediate attention of the House, the President may recall the House to sit on such a day at a specified time, and any proceedings of the Estimates Committee on that day are suspended for the duration of the sitting.
- 11 The business to be transacted on a day provided for in subclause 10 is that determined by the Leader of the House and need not be confined to consideration of the matter for which the House is recalled.

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\* For amendments see Supplementary Notice Paper and/or Committee Report  
For full text see Supplementary Notice Paper for other business before the House.

**L B MARQUET**

Clerk of the Legislative Council