

LEGISLATIVE COUNCIL  
WEDNESDAY, 23 MARCH 2011

2.00pm

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Prayers

**2.00PM - ORDER OF BUSINESS**

Petitions

Statements by Ministers and Parliamentary Secretaries

(Minister for Training and Workforce Development)

Papers for Tabling

(President)

(Parliamentary Secretary representing the Minister for Regional Development)

Notice of Questions

Notices of Motions to Introduce Bills

Notices of Motions for Disallowance

Notices of Motions

(Hon Wendy Duncan)

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. High-Level Nursing Home Care - Commonwealth Funding** (*Notice given 17 June 2009*)

Continuation of remarks Hon Alison Xamon mins 22 (Wednesday, 16 March 2011) on the amendment of Hon Sue Ellery as follows -

- (1) To delete “the Federal Government’s” and insert —  
consecutive Federal Governments’
- (2) To insert after “home care” —  
, and welcomes the Productivity Commission review into the care and wellbeing of older Australians

to the motion of Hon Helen Morton as follows -

That this House expresses its concern about the impact on families and access to acute hospital beds in Western Australia, of the Federal Government’s inadequate capital and recurrent funding arrangements for high level nursing home care.

*Total time remaining on motion - 2 hrs 29 mins.*

**2. Dampier Archipelago** (*Notice given 11 August 2009*)

Hon Robin Chapple: To move -

That this House calls on the Premier to protect the most unique and largest collection of rock art in the world by nominating the Dampier Archipelago to the Federal Government for inclusion in the World Heritage List.

**3. Criminal Injuries Compensation Law Reform** (*Notice given 11 August 2009*)

Hon Nick Goiran: To move -

That this House condemns the former Attorney General for the gross inadequacies of the Criminal Injuries Compensation law reforms which have not only resulted in the denial of compensation for deserving victims such as the recent case of Police Constable Butcher, but have also reflected a failure on the part of the former Attorney General to place the needs of the victim at the forefront of any such reform.

The business listed for today’s sitting and sequence in which it is to be considered may be altered by the House without notice. Members and other persons are advised to check the status of an item in which they have an interest in the course of today’s sitting. Electronic version available on the Parliament’s Internet site at [www.parliament.wa.gov.au](http://www.parliament.wa.gov.au).

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**CONSIDERATION OF COMMITTEE REPORTS AND MINISTERIAL STATEMENTS**

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1. **Esperance Lead Contamination - Ministerial Statement** *Minister for Transport (Given 5 May 2009)*

Continuation of remarks Leader of the House mins - 4 (Wednesday, 16 March 2011) on the motion of Hon Sally Talbot that the Ministerial Statement be noted.

*Total time remaining on motion - 0:37:00.*

2. [Joint Standing Committee on the Commissioner for Children and Young People - Report No. 3 - Review of the 2008-2009 Annual Report of the Commissioner for Children and Young People - Committee Report \(Tabled 22 April 2010\)](#)

Consideration. See Tabled paper No. 1960.

3. **Metropolitan Railway - Ellenbrook Extension - Ministerial Statement** *Minister for Transport (Given 5 May 2009)*

Consideration.

4. [Joint Standing Committee on Delegated Legislation - Report No. 39 - Annual Report 2009 - Committee Report \(Tabled 6 May 2010\)](#)

Consideration. See Tabled paper No. 2013.

5. **State of the Fisheries Report (2007-2008) - Ministerial Statement and Tabled Paper** *Minister for Fisheries (Given 7 May 2009)*

Consideration. See Tabled paper No. 721.

6. [Joint Standing Committee on Delegated Legislation - Report No. 40 - Betting Control Amendment Regulations \(No. 4\) 2009, Casino Control Amendment Regulations 2009, Casino Control \(Burswood Island\) \(Licensing of Employees\) Amendment Regulations \(No. 2\) 2009, Gaming and Wagering Commission Amendment Regulations 2009, Racing and Wagering Western Australia Amendment Regulations 2009 and Liquor Control Amendment Regulations \(No. 7\) 2009 - Committee Report \(Tabled 18 May 2010\)](#)

Consideration. See Tabled paper No. 2037.

7. **Volunteering in Western Australia - Economic Value - Ministerial Statement and Tabled Paper** *Minister for Seniors and Volunteering (Given 12 May 2009)*

Consideration. See Tabled paper No. 730.

8. [Joint Standing Committee on the Corruption and Crime Commission - Report No. 9 - Hearing with the Acting Commissioners of the Corruption and Crime Commission - Committee Report \(Tabled 27 May 2010\)](#)

Consideration. See Tabled paper No. 2081.

9. **Draft Cane Toad Strategy for Western Australia 2009-2019 - Ministerial Statement** *Minister for Environment (Given 12 May 2009)*

Consideration.

10. [Standing Committee on Estimates and Financial Operations - Report No. 27 - Removal of Senior School Allocation Funding for Year 11 and 12 Courses at District High Schools - Committee Report](#) (Tabled 1 July 2010)

Consideration. See Tabled paper No. 2248.

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**ORDERS OF THE DAY**

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1. **Regulation 13(4) of the Animal Welfare (Pig Industry) Regulations 2010 - Disallowance**

Moved *pro forma* (SO 152(b)) (16 February 2011) on the motion of Hon Lynn MacLaren (Days remaining 1 after today)

That the words -

“for more than 6 weeks of any gestation period unless the pig is —

- (a) under veterinary care; or
- (b) receiving additional care”,

in regulation 13(4) of the *Animal Welfare (Pig Industry) Regulations 2010* published in the *Gazette* on 5 November 2010 and tabled in the Legislative Council on 9 November 2010, under the *Animal Welfare Act 2002*, be and are hereby disallowed. (Tabled paper 2786).

2. **Shire of Esperance Cemeteries Amendment Local Law 2010 - Disallowance**

Moved *pro forma* (SO 152(b)) (16 March 2011) on the motion of Hon Robin Chapple (Days remaining 7 after today)

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Shire of Esperance Cemeteries Amendment Local Law 2010* published in the *Gazette* on 5 November 2010 and tabled in the Legislative Council on 9 November 2010 under the *Cemeteries Act 1986*, be and is hereby disallowed. (Tabled paper 2782).

4. **[\\*Conservation Legislation Amendment Bill 2010](#)** [LC 174-1] Minister for Mental Health representing the Minister for Environment

Consideration of report (Tuesday, 22 March 2011). cf *SNP 174 Issue 4 - 15 March 2011*.

6. **[\\*Juries Legislation Amendment Bill 2010](#)** [LA 160-2] Parliamentary Secretary representing the Attorney General

Second reading continuation of remarks Hon Giz Watson mins 21 (Tuesday, 22 March 2011). cf *SNP 160 Issue 2 - 15 March 2011*.

5. **[\\*Statutes \(Repeals and Minor Amendments\) Bill 2010](#)** [LC 148-1] Parliamentary Secretary representing the Attorney General

Committee progress postponed clause 18 (Tuesday, 22 March 2011). See [Standing Committee on Uniform Legislation and Statutes Review Report No. 57](#) (Tabled 15 February 2011). cf *SNP 148 Issue 1 - 16 February 2011*.

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29. [Procedure and Privileges Committee - Report No. 20 - Administering the Oath or Affirmation to Witnesses in Committee Proceedings](#) (*Moved 17 November 2009*)

Resumption of debate adjourned Hon Michael Mischin (Tuesday, 17 November 2009), on the motion of Hon Matt Benson-Lidholm as follows -

That the Report do lie upon the Table and be printed and adopted and agreed to.

*See Tabled paper No. 1527.*

30. [Standing Committee on Environment and Public Affairs - Report No. 19 - Prayer for Relief](#) (*Tabled 1 April 2010*)

Resumption of debate adjourned Hon Ed Dermer (Wednesday, 21 April 2010) on the motion of the Leader of the House as follows -

That the recommendations contained in the Nineteenth Report of the Standing Committee on Environment and Public Affairs be adopted and agreed to.

*See Tabled paper No. 1900.*

9. [Appropriation \(Consolidated Account\) Recurrent 2009-10 \(Supplementary\) Bill 2010](#) [*LA 164-1*] *Minister for Finance representing the Treasurer*

Second reading adjourned (Wednesday, 16 March 2011).

10. [Appropriation \(Consolidated Account\) Capital 2009-10 \(Supplementary\) Bill 2010](#) [*LA 155-1B*] *Minister for Finance representing the Treasurer*

Second reading adjourned (Wednesday, 16 March 2011).

8. [Hope Valley-Wattleup Redevelopment Amendment Bill 2010](#) [*LA 165-1*] *Minister for Mental Health representing the Minister for Planning*

Second reading adjourned (Wednesday, 16 March 2011).

7. [\\*Electoral and Constitution Amendment Bill 2011](#) [*LC 190-1*] *Minister for Electoral Affairs*

Second reading adjourned (Wednesday, 16 March 2011). *cf SNP 190 Issue 1 - 22 March 2011.*

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

**MALCOLM PEACOCK**  
Clerk of the Legislative Council