

LEGISLATIVE COUNCIL

MINUTES OF PROCEEDINGS

No. 119

THURSDAY, 19 MARCH 2015

1. Meeting of Council

The Council assembled at 10.00am pursuant to order.

The President, Hon Barry House, took the Chair and read prayers.

2. Petition

Hon Kate Doust presented a petition from two petitioners requesting the Legislative Council to support the amendment of the State Administrative Tribunal Register of Proceedings 2011 in relation to Matter Number SAT CC 1258/2011 to remove any reference to section 11(1)(d) of the Act and the wording '*following a report of an investigation regarding a building service or HBWC complaint*' and in its place correctly state on the Public Register under which provisions of the Act Matter Number SAT CC 1258/11 was validly transferred to the SAT. (Tabled Paper 2667).

3. Ministerial Statement — Casino (Burswood Island) Agreement — Thirteenth Supplementary Agreement

The Minister for Racing and Gaming made a Ministerial Statement with respect to the Thirteenth Supplementary Agreement amending the *Casino (Burswood Island) Agreement* scheduled to the *Casino (Burswood Island) Agreement Act 1985*.

The Minister for Racing and Gaming tabled the Thirteenth Supplementary Agreement amending the *Casino (Burswood Island) Agreement* scheduled to the *Casino (Burswood Island) Agreement Act 1985*. (Tabled Paper 2668).

4. Paper

The following Paper was laid on the Table by —

Minister for Mental Health

Plans —

Western Australian Planning Commission — Improvement Plan No. 41 Ashburton
North Strategic Industrial Area (January 2015) 2666

5. Joint Standing Committee on Delegated Legislation — Report No. 81 — Explanatory Report in relation to the School Education Amendment Regulations 2014

Hon Robin Chapple presented Report No. 81 of the Joint Standing Committee on Delegated Legislation, *Explanatory Report in relation to the School Education Amendment Regulations 2014*. (Tabled Paper 2669).

6. Employment and Training

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

That this House expresses its concern that the Liberal-National Government has failed to —

- (a) sufficiently diversify employment opportunities;
- (b) support local jobs; and
- (c) provide affordable training for jobs in the future,

and calls on the Government to set out its plan to address these failures.

Debate ensued.

Motion lapsed.

7. Prescribed Burning Program

Private Members' Business No. 1 having been called, Hon Nigel Hallett moved, without notice —

That the Council —

- (a) recognises that a massive backlog in the prescribed burning program over the past two decades was a major contributing factor to the recent catastrophic wildfire at Northcliffe in the State's South West; and
- (b) calls on the State Government to urgently re-examine Western Australia's current burn program and commit to a program of responsible and strategic controlled burns in order to protect lives, property and the forest biodiversity.

Debate ensued.

Motion lapsed.

8. Order of Business

Ordered — That Orders of the Day Nos 1, *School Education Amendment Regulations 2014 — Disallowance*, 2, *Shire of Kellerberrin Cemeteries Local Law 2014 — Disallowance*, 3, *Shire of Kellerberrin Activities on Thoroughfares and Trading in Thoroughfares and Public Places Local Law 2014 — Disallowance*, 4, *Shire of Kellerberrin Local Government (Council Meetings) Local Law 2014 — Disallowance*, 5, *Shire of Kellerberrin Fencing Local Law 2014 — Disallowance*, 6, *Regulations 28 to 38 of the Public Sector Management (Redeployment and Redundancy) Regulations 2014 — Disallowance*, 7, *Magistrates Court (Civil Proceedings) Amendment Rules (No. 3) 2014 — Disallowance*, and 8, *Magistrates Court (General) Amendment Rules (No. 3) 2014 — Disallowance*, be taken after Order of the Day No. 13, *Gene Technology (Western Australia) Bill 2015*. (Leader of the House).

9. Criminal Code Amendment (Prevention of Lawful Activity) Bill 2015

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

Debate resumed.

Hon Robin Chapple moved, without notice —

That the *Criminal Code Amendment (Prevention of Lawful Activity) Bill 2015* be discharged and referred to the Standing Committee on Legislation for consideration and report not later than 20 August 2015.

Debate ensued.

10. Questions Without Notice

Questions without notice were taken.

The Minister for Education tabled, and by leave incorporated into *Hansard*, documents in relation to the enrolments of dependants of 457 visa holders in public schools, in response to a question without notice asked by Hon Stephen Dawson. (Tabled Paper 2670).

The Minister for Education tabled, and by leave incorporated into *Hansard*, documents in relation to enrolment projections for Western Australian public schools, in response to a question without notice asked by Hon Sue Ellery. (Tabled Paper 2671).

The Minister for Education tabled, and by leave incorporated into *Hansard*, documents in relation to the number of full time equivalent employees for Western Australian public schools, in response to a question without notice asked by Hon Sue Ellery. (Tabled Paper 2672).

The Minister for Mental Health tabled documents in relation to Emergency Department length of episode for mental health attendances by region and hospital, including observation wards by days for the period 01/07/2010 to 28/02/2015, in response to question on notice No. 2604 asked by Hon Stephen Dawson. (Tabled Paper 2673).

The Minister for Child Protection tabled documents in relation to the numbers of vehicles and mobile phones attached to each district office, in response to question on notice No. 2608 asked by Hon Stephen Dawson. (Tabled Paper 2674).

The Minister for Housing tabled documents in relation to details of public housing zones administered by the Department of Housing, in response to question on notice No. 2619 asked by Hon Lynn MacLaren. (Tabled Paper 2675).

The Parliamentary Secretary representing the Minister for Transport tabled documents in relation to the 4-car rail car sets reduced to 2-car rail car sets in peak services on the Midland line and Armadale line in each month of 2014, in response to question on notice No. 2623 asked by Hon Ken Travers. (Tabled Paper 2676).

The Parliamentary Secretary representing the Minister for Transport tabled documents in relation to daily average passenger boardings each week at each station and each day at each station, in response to question on notice No. 2716 asked by Hon Ken Travers. (Tabled Paper 2677).

11. Criminal Code Amendment (Prevention of Lawful Activity) Bill 2015

Debate resumed on the motion of Hon Robin Chapple, as follows (*see item 9 above*) —

That the *Criminal Code Amendment (Prevention of Lawful Activity) Bill 2015* be discharged and referred to the Standing Committee on Legislation for consideration and report not later than 20 August 2015.

Interruption pursuant to order.

12. Members' Statements

Statements were taken.

13. Adjournment

The Council adjourned at 5.42pm until Tuesday, 24 March 2015 at 2.00pm.

Members present during the day's proceedings

Attendance: Present all Members except Hon Paul Brown.

NIGEL PRATT
Clerk of the Legislative Council

HON BARRY HOUSE
President of the Legislative Council