

LEGISLATIVE COUNCIL

MINUTES OF PROCEEDINGS

No. 78

THURSDAY, 26 JUNE 2014

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. Message from His Excellency the Governor — Assent to Bills

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

24 June 2014 — Message No. 15	Act No.
Disability Services Amendment Bill 2014	10 of 2014
Criminal Code Amendment (Unlawful Possession) Bill 2013	11 of 2014
Warehousemen's Liens Amendment Bill 2013	12 of 2014

3. Petition

Hon Stephen Dawson presented a petition from 2,775 petitioners requesting the Legislative Council to reverse the proposed cuts to the Disability Services Commission accommodation services. (Tabled Paper 1648).

4. Ministerial Statement — Statutory Review of the Operation and Effectiveness of the 2009 Amendments to Sections 297 and 318 of the Criminal Code

The Attorney General made a Ministerial Statement with respect to the Statutory Review of the Operation and Effectiveness of the 2009 Amendments to Sections 297 and 318 of the *Criminal Code*.

The Attorney General tabled the *Statutory Review of the Operation and Effectiveness of the 2009 Amendments to Sections 297 and 318 of the Criminal Code*. (Tabled Paper 1649).

5. Ministerial Statement — Workers' Compensation and Injury Management Act 1981 — WorkCover Review

The Attorney General made a Ministerial Statement with respect to the Review of the *Workers' Compensation and Injury Management Act 1981* (Final Report) (June 2014).

The Attorney General tabled the *Review of the Workers' Compensation and Injury Management Act 1981 (Final Report)* (June 2014). (Tabled Paper 1650).

6. Ministerial Statement — Western Australia NDIS My Way Trial

The Minister for Disability Services made a Ministerial Statement with respect to the launch of Western Australia NDIS My Way Trial.

7. Papers

The following Papers were laid on the Table by —

President

Letters -

Joint Standing Committee on the Corruption and Crime Commission – Inquiry into the Corruption and Crime Commission being able to prosecute its own charges – Terms of reference (Dated 26/06/2014)..... 1643

Reports -

Report of the Parliamentary Delegation to Western Canada (June 2014) (Date published 26/06/2014) 1644

Leader of the House

Reports -

Western Australian Electoral Commission - Local Government Ordinary Election Report (2013) (April 2014) 1645

Minister for Mental Health

Reports -

Western Australian Treasury Corporation – Statement of Corporate Intent (2014–2015) 1646

Parliamentary Secretary representing the Minister for Transport

Reports -

Department of Transport – Review of the Owner Driver (Contracts and Disputes) Act 2007 (June 2014) 1647

8. Joint Standing Committee on the Commissioner for Children and Young People — Report No. 3 — Sexualisation of Children: The Commissioner for Children and Young People's 2013 report on the Sexualisation of Children

Hon Robyn McSweeney presented Report No. 3 of the Joint Standing Committee on the Commissioner for Children and Young People, *Sexualisation of Children: The Commissioner for Children and Young People's 2013 report on the Sexualisation of Children*. (Tabled Paper 1651).

9. Joint Standing Committee on the Corruption and Crime Commission — Report No. 14 — Corruption and Crime Commission review of misconduct risks associated with the deployment of undercover police officers

Hon Nick Goiran presented Report No. 14 of the Joint Standing Committee on the Corruption and Crime Commission, *Corruption and Crime Commission review of misconduct risks associated with the deployment of undercover police officers*. (Tabled Paper 1652).

10. Standing Committee on Estimates and Financial Operations — Report No. 47 — 2014–2015 Budget Estimates Hearings – July and August Timetable

Hon Ken Travers presented Report No. 47 of the Standing Committee on Estimates and Financial Operations, *2014–2015 Budget Estimates Hearings – July and August Timetable*. (Tabled Paper 1653).

11. Youth Connections Program

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

That this House calls on the Liberal-National Government to support the Youth Connections Program across Western Australia and to provide the necessary funding to continue the program, as was the intention of the COAG agreement signed by the Premier.

Debate ensued.

Motion lapsed.

12. Electoral Amendment Bill 2014

The following Message from the Legislative Assembly was reported —

Mr President

Message No. 65

The Legislative Assembly acquaints the Legislative Council that it has agreed to the *Electoral Amendment Bill 2014* without amendment.

Hon M.W. Sutherland

Speaker

Legislative Assembly Chamber

Perth, 26 June 2014

13. Order of Business

Ordered — That Orders of the Day Nos 1, *Regulation 11(3)(o) as inserted into the Retirement Villages Regulations 1992 by Regulation 6 of the Retirement Villages (Recurrent Charges, Prescribed Matters and Exemption Certificates) Amendment Regulations 2014 — Disallowance*, and 2, *Shire of Shark Bay Local Government Property Amendment Local Law 2014 — Disallowance*, be taken after Order of the Day No. 7, *Unclaimed Money (Superannuation and RSA Providers) Amendment and Expiry Bill 2013*. (Leader of the House).

14. Estimates of Revenue and Expenditure — Consolidated Fund Estimates 2014–2015

The Order of the Day having been read for the adjourned debate on the motion of the Minister for Mental Health representing the Treasurer as follows —

That pursuant to Standing Order 69(1) the Legislative Council take note of Tabled Paper 1449A–E (2014–2015 Budget Statements), laid upon the Table of the House on Thursday, 8 May 2014.

Debate resumed.

On the motion of the Leader of the House the debate was adjourned to the next sitting.

15. Standing Committee on Estimates and Financial Operations — Report No. 48 — Inquiry into the Provision of Information to Parliament – Amended Terms of Reference

Hon Ken Travers presented Report No. 48 of the Standing Committee on Estimates and Financial Operations, *Inquiry into the Provision of Information to Parliament – Amended Terms of Reference*. (Tabled Paper 1654).

16. Travel Agents Amendment and Expiry Bill 2014

The Acting President reported the receipt of Message No. 66 from the Legislative Assembly forwarding the Bill for concurrence.

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

Question — put and passed.

Bill read a first time.

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

The Minister for Commerce tabled an Explanatory Memorandum relating to the Bill. (Tabled Paper 1655).

Debate stands adjourned.

17. Waste Avoidance and Resource Recovery Amendment (Validation) Bill 2014

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

Debate resumed.

Question — put and passed.

Bill read a second time.

Leave was granted to proceed forthwith to the third reading of the Bill.

The Minister for Mental Health representing the Minister for Environment moved, That the Bill be read a third time.

Question — put and passed.

Bill read a third time and passed.

18. Questions Without Notice

Questions without notice were taken.

The Minister for Mental Health tabled documents in relation to an allegation of sexual assault disclosed within a public mental health service policy, in response to a question without notice asked by Hon Stephen Dawson. (Tabled Paper 1656).

The Minister for Education, by leave incorporated into Hansard, information in relation to Commonwealth grants received by the Education Department, in response to a question without notice asked by Hon Sue Ellery.

The Minister for Agriculture and Food representing the Minister for Forestry, in accordance with Standing Order No. 108(2), advised that an answer to question on notice No. 1213 asked by Hon Lynn MacLaren will be provided on 12 August 2014.

The Parliamentary Secretary representing the Minister for Transport tabled documents in relation to taxi related complaints lodged with the department of Transport in 2011-12 and 2012-13, in response to question on notice No. 1185 asked by Hon Ken Travers. (Tabled Paper 1657).

The Parliamentary Secretary representing the Minister for Transport tabled documents in relation to the closure of Tier 3 railway lines, in response to a question without notice asked by Hon Ken Travers. (Tabled Paper 1658).

The Parliamentary Secretary representing the Minister for Health tabled documents in relation to public school entry health assessment data for 2012 and 2013, in response to a question without notice asked by Hon Sue Ellery. (Tabled Paper 1659).

The Parliamentary Secretary representing the Minister for Lands tabled documents in relation to vehicles used by Landcorp, in response to a question without notice asked by Hon Ken Travers. (Tabled Paper 1660).

19. Taxi Drivers Licensing Bill 2013

The following Message from the Legislative Assembly was reported —

Mr President

Message No. 68

The Legislative Assembly acquaints the Legislative Council that it has agreed to the amendment made by the Legislative Council in the *Taxi Drivers Licensing Bill 2013*.

Mr N. Morton

Acting Speaker

Legislative Assembly Chamber

Perth, 26 June 2014

20. Order of Business

Ordered — That Members' Statements be taken forthwith. (Leader of the House)

21. Members' Statements

Statements were taken.

22. Adjournment

The Council adjourned at 5.06pm until Tuesday, 12 August 2014 at 3.00pm.

Members present during the day's proceedings

Attendance: Present all Members except Hon Robin Chapple, Hon Lynn MacLaren and Hon Rick Mazza

NIGEL PRATT
Clerk of the Legislative Council

HON BARRY HOUSE
President of the Legislative Council