

# 224

# Business Program



**LEGISLATIVE COUNCIL**

**WEDNESDAY, 14 OCTOBER 2020**

**1.00pm**

Prayers

Acknowledgement of Country

**ORDER OF BUSINESS**

Condolence Motions

Hon Thomas McNeil

Petitions

Hon Donna Faragher

Statements by Ministers and Parliamentary Secretaries

Papers for Tabling

Leader of the House

Minister for Environment

Notice of Questions

Notices of Motions to Introduce Bills

Notices of Motions for Disallowance

Notices of Motions

Motions without Notice

1.15pm	Motions on Notice
3.15pm	Committee Reports
4.30pm	Questions without Notice
5.00pm	Orders of the Day
6.20pm	Members' Statements
7.00pm	House adjourns

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**MOTIONS ON NOTICE**

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**3. Western Australian Public Sector** (*Notice given 24 September 2020*)

Hon Tjorn Sibma: To move —

That this House —

- (a) express its concern about the Premier's comprehensive mismanagement of the Western Australian public sector;
- (b) notes the failure of the McGowan Government to deliver on its promise to improve the accountability and performance of senior executive service level officers;
- (c) notes the failed Voluntary Targeted Separation Scheme;
- (d) acknowledges the failure of the McGowan Government's rushed machinery of government (MoG) changes and the consequential negative impact that these MoG changes have had on service delivery in Western Australia; and
- (e) acquaints the Legislative Assembly accordingly.

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**CONSIDERATION OF COMMITTEE REPORTS**

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**1. Standing Committee on Estimates and Financial Operations — Report No. 80 — 2018-19 Budget Cycle – Part 2: Annual Report Hearings** (*Tabled 19 March 2020*)

Resumption of postponed debate (Wednesday, 23 September 2020) on motion of Hon Alanna Clohesy that the report be noted. *See Tabled paper 3710*

*(After 2 minutes Temporary Order 4 applies).*

**2. Select Committee into Mining on Pinjin Station — Final Report — Inquiry into Mining on Pinjin Station** (*Tabled 14 May 2020*)

Continuation of introductory remarks Hon Kyle McGinn — 9 mins (Wednesday, 23 September 2020) on the motion that the report be noted. *See Tabled paper 3870.*

*(After 59 minutes Temporary Order 4 applies).*

*Government Response tabled 11 August 2020 (Tabled paper 4033).*

**3. Joint Standing Committee on the Corruption and Crime Commission — Report No. 14 — Red flags...red faces. Corruption risk in public procurement in Western Australia** (*Tabled 19 May 2020*)

Consideration. *See Tabled paper 3871.*

*Government Response tabled 11 August 2020 (Tabled paper 4032).*

**4. Standing Committee on Environment and Public Affairs — Report No. 52 — Punitive not protective: when the mandatory registration of young people is not based on risk** (*Tabled 21 May 2020*)

Consideration. *See Tabled paper 3886.*

*Government Response tabled 11 August 2020 (Tabled paper 4034).*

**5. Joint Standing Committee on the Corruption and Crime Commission — Report No. 13 — Annual Report 2018–19** (Tabled 28 November 2019)

Continuation of remarks Hon Michael Mischin — 4 mins (Wednesday, 10 June 2020) on the motion of Hon Alison Xamon that the report be noted. *See Tabled paper 3452.*

(Temporary Order 4 applied 10 June 2020).

**6. Joint Standing Committee on Delegated Legislation — Report No. 17 — Annual Report 2019** (Tabled 18 June 2020)

Consideration. *See Tabled paper 3970.*

**7. Standing Committee on Estimates and Financial Operations — Report No. 82 — The Local Projects Local Jobs program and the establishment of a Parliamentary Budget Office** (Tabled 25 June 2020)

Consideration. *See Tabled paper 4006.*

**8. Joint Standing Committee on the Commissioner for Children and Young People — Report No. 5 — From Words to Action — Fulfilling the obligation to be child safe** (Tabled 13 August 2020)

Consideration. *See Tabled paper 4092.*

**9. Standing Committee on Public Administration — Report No. 31 — Coming home safely: WorkSafe and the workplace culture in Western Australia** (Tabled 18 August 2020)

Consideration. *See Tabled paper 4119.*

**10. Standing Committee on Uniform Legislation and Statutes Review — Report No. 124 — Inquiry into the Form and Content of the Statute Book** (Tabled 19 November 2019)

Continuation of remarks Hon Pierre Yang — 9 mins (Wednesday, 19 August 2020) on the motion of Hon Alanna Clohesy that the report be noted. *See Tabled paper 3396.*

*Government Response tabled 11 February 2020 (Tabled paper 3528).*

(Temporary Order 4 applied 19 August 2020).

**11. Select Committee into Elder Abuse — Final Report — ‘I never thought it would happen to me’: When trust is broken** (Tabled 13 September 2018)

Continuation of remarks Hon Dr Sally Talbot — 2 mins (Wednesday, 19 August 2020) on the motion of Hon Nick Goiran that the report be noted. *See Tabled paper 1787.*

*Government Response tabled 20 November 2018 (Tabled paper 2182).*

(Temporary Order 4 applied 10 October 2018, 13 February 2019, 3 April 2019, 8 May 2019, 14 August 2019, 25 September 2019, 11 March 2020, 19 August 2020).

**12. Standing Committee on Environment and Public Affairs — Report No. 53 — Overview of Petitions 1 July 2018 to 31 December 2018** (Tabled 20 August 2020)

Consideration. *See Tabled paper 4141.*

**13. Standing Committee on Estimates and Financial Operations — Report No. 78 — 2019-20 Budget Cycle – Part 1: Estimates hearings and related matters** (Tabled 16 October 2019)

Continuation of remarks Hon Pierre Yang — 10 mins (Wednesday, 9 September 2020) on the motion of Hon Stephen Dawson that the report be noted. *See Tabled paper 3270.*

*Government Response tabled 5 December 2019 (Tabled paper 3491).*

(Temporary Order 4 applied 18 March 2020, 9 September 2020).

**14. Select Committee on Personal Choice and Community Safety — Final Report — Community safety: for the greater good, but at what cost?** (Tabled 12 May 2020)

Continuation of remarks Hon Aaron Stonehouse — 8 mins (Wednesday, 16 September 2020) on the motion of Hon Aaron Stonehouse that the report be noted. *See Tabled paper 3848.*

*Government Response tabled 18 August 2020 (Tabled paper 4113).*

(Temporary Order 4 applied 16 September 2020).

- 15. Standing Committee on Environment and Public Affairs — Report No. 54 — The functions, processes and procedures of the Standing Committee on Environment and Public Affairs — are they clear for petitioners and do they reflect its core petitions role?**  
(Tabled 17 September 2020)

Consideration. See Tabled paper 4233.

- 16. Select Committee into Local Government — Final Report — Inquiry into Local Government** (Tabled 22 September 2020)

Consideration. See Tabled paper 4262.

- 17. Select Committee into Alternate Approaches to Reducing Illicit Drug Use and its Effects on the Community — Final Report — Help, Not Handcuffs: Evidence-Based Approaches to Reducing Harm from Illicit Drug Use** (Tabled 28 November 2019)

Resumption of postponed debate (Wednesday, 23 September 2020) on the motion of Hon Alison Xamon that the report be noted. See Tabled paper 3450.

Government Response tabled 25 June 2020 (Tabled paper 4001).

(Temporary Order 4 applied 13 May 2020, 23 September 2020).

- 18. Joint Standing Committee on the Corruption and Crime Commission — Report No. 15 — If not the CCC ... then where? An examination of the Corruption and Crime Commission's oversight of excessive use of force allegations against members of the WA Police Force**  
(Tabled 24 September 2020)

Consideration. See Tabled paper 4371.

- 19. Standing Committee on Environment and Public Affairs — Report No. 55 — Overview of Petitions, 1 January 2019 to 30 June 2019** (Tabled 24 September 2020)

Consideration. See Tabled paper 4372.

- 20. Standing Committee on Environment and Public Affairs — Report No. 56 — Overview of Petitions, 1 July 2019 to 30 June 2020** (Tabled 24 September 2020)

Consideration. See Tabled paper 4373.

- 21. Standing Committee on Public Administration — Report No. 33 — Private Property Rights: The Need for Disclosure and Fair Compensation** (Tabled 30 September 2020)

Consideration. See Tabled paper 4391.

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## ORDERS OF THE DAY

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- 1. Local Government (Rules of Conduct) Amendment Regulations 2020 — Disallowance**

Moved *pro forma* (SO 67(3)) 15 September 2020 on the motion of Hon Aaron Stonehouse (Days remaining 9 after today (Indicative date — 11 November 2020))

That the *Local Government (Rules of Conduct) Amendment Regulations 2020* published in the *Gazette* on 14 August 2020 and tabled in the Legislative Council on 18 August 2020 under the *Local Government Act 1995*, be and are hereby disallowed. (Tabled paper 4108).

- 2. Local Government (Rules of Conduct) Amendment Regulations 2020 — Disallowance**

Moved *pro forma* (SO 67(3)) 15 September 2020 on the motion of Hon Martin Aldridge (Days remaining 9 after today (Indicative date — 11 November 2020))

That the *Local Government (Rules of Conduct) Amendment Regulations 2020* published in the *Gazette* on 14 August 2020 and tabled in the Legislative Council on 18 August 2020 under the *Local Government Act 1995*, be and are hereby disallowed. (Tabled paper 4108).

**3. Local Government (Rules of Conduct) Amendment Regulations 2020 — Disallowance**

Moved *pro forma* (SO 67(3)) 15 September 2020 on the motion of Hon Charles Smith (Days remaining 9 after today (Indicative date — 11 November 2020))

That the *Local Government (Rules of Conduct) Amendment Regulations 2020* published in the *Gazette* on 14 August 2020 and tabled in the Legislative Council on 18 August 2020 under the *Local Government Act 1995*, be and are hereby disallowed. (Tabled paper 4108).

**4. Transport Regulations Amendment (Fees and Charges) Regulations (No. 2) 2020 — Disallowance**

Moved *pro forma* (SO 67(3)) 17 September 2020 on the motion of Hon Robin Chapple (Days remaining 11 after today (Indicative date — 24 November 2020))

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Transport Regulations Amendment (Fees and Charges) Regulations (No. 2) 2020* published in the *Gazette* on 9 June 2020 and tabled in the Legislative Council on 16 June 2020 under the *Road Traffic (Administration) Act 2008; Road Traffic (Authorisation to Drive) Act 2008; Road Traffic (Vehicles) Act 2012; Western Australian Marine Act 1982; Western Australian Photo Card Act 2014*, be and are hereby disallowed. (Tabled paper 3952).

**5. Energy Operators (Electricity Generation and Retail Corporation) (Charges) Amendment By-laws 2020 — Disallowance**

Moved *pro forma* (SO 67(3)) 17 September 2020 on the motion of Hon Robin Chapple (Days remaining 11 after today (Indicative date — 24 November 2020))

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Energy Operators (Electricity Generation and Retail Corporation) (Charges) Amendment By-laws 2020* published in the *Gazette* on 9 June 2020 and tabled in the Legislative Council on 16 June 2020 under the *Energy Operators (Powers) Act 1979*, be and are hereby disallowed. (Tabled paper 3945).

**6. Shire of Narembeen Cemeteries Local Law 2020 — Disallowance**

Moved *pro forma* (SO 67(3)) 24 September 2020 on the motion of Hon Robin Chapple (Days remaining 14 after today (Indicative date — 26 November 2020))

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Shire of Narembeen Cemeteries Local Law 2020* published in the *Gazette* on 16 June 2020 and tabled in the Legislative Council on 23 June 2020 under the *Cemeteries Act 1986*, be and is hereby disallowed. (Tabled paper No. 3977).

**7. Shire of Narembeen Fencing Local Law 2020 — Disallowance**

Moved *pro forma* (SO 67(3)) 24 September 2020 on the motion of Hon Robin Chapple (Days remaining 14 after today (Indicative date — 26 November 2020))

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Shire of Narembeen Fencing Local Law 2020* published in the *Gazette* on 16 June 2020 and tabled in the Legislative Council on 23 June 2020 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled paper No. 3979).

**8. Curtin University Statute No. 12—Admission and Enrolment — Disallowance**

Moved *pro forma* (SO 67(3)) 14 October 2020 on the motion of Hon Robin Chapple (Days remaining 17 after today (Indicative date — 26 November 2020))

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Curtin University Statute No. 12—Admission and Enrolment* published in the *Gazette* on 24 July 2020 and tabled in the Legislative Council on 11 August 2020 under the *Curtin University Act 1966*, be and is hereby disallowed. (Tabled paper No. 4021).

**9. Curtin University Statute No. 5—Election of Council Members — Disallowance**

Moved *pro forma* (SO 67(3)) 14 October 2020 on the motion of Hon Robin Chapple (Days remaining 17 after today (Indicative date — 26 November 2020))

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Curtin University Statute No. 5—Election of Council Members* published in the *Gazette* on 24 July 2020 and tabled in the Legislative Council on 11 August 2020 under the *Curtin University Act 1966*, be and is hereby disallowed. (Tabled paper No. 4021).

**10. Vocational Education and Training (Colleges) Amendment Regulations (No.2) 2020 — Disallowance**

Moved *pro forma* (SO 67(3)) 14 October 2020 on the motion of Hon Robin Chapple (Days remaining 17 after today (Indicative date — 26 November 2020))

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Vocational Education and Training (Colleges) Amendment Regulations (No.2) 2020* published in the *Gazette* on 30 June 2020 and tabled in the Legislative Council on 11 August 2020 under the *Vocational Education and Training Act 1996*, be and are hereby disallowed. (Tabled paper No. 4030).

**11. Mines and Petroleum Regulations Amendment (Fees and Charges) Regulations 2020 — Disallowance**

Moved *pro forma* (SO 67(3)) 14 October 2020 on the motion of Hon Robin Chapple (Days remaining 17 after today (Indicative date — 26 November 2020))

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Mines and Petroleum Regulations Amendment (Fees and Charges) Regulations 2020* published in the *Gazette* on 26 June 2020 and tabled in the Legislative Council on 11 August 2020 under the *Dangerous Goods Safety Act 2004; Mines Safety and Inspection Act 1994; Mining Act 1978; Offshore Minerals Act 2003; Petroleum (Submerged Lands) Act 1982; Petroleum (Submerged Lands) Registration Fees Act 1982; Petroleum and Geothermal Energy Resources (Registration Fees) Act 1967; Petroleum and Geothermal Energy Resources Act 1967; and Petroleum Pipelines Act 1969*, be and are hereby disallowed. (Tabled paper No. 4055).

**12. Estimates of Revenue and Expenditure — Consolidated Fund Estimates 2020–2021** (*Notice given 8 October 2020*) Minister for Environment representing the Treasurer

Debate adjourned Hon Ken Baston (Tuesday, 13 October 2020) on the motion of the Minister for Environment representing the Treasurer as follows —

That pursuant to Standing Order No. 69(1) the Legislative Council take note of Tabled Paper 4389A-D (2020–2021 Budget Statements), laid upon the Table of the House on 8 October 2020.

(Days remaining 8 after today – SO 69(2))

**42. \*[Work Health and Safety Bill 2019](#) [LA 155–2]** Minister for Regional Development representing the Minister for Industrial Relations

Committee progress clause 274 (Tuesday, 13 October 2020).

Cognate debate with *Safety Levies Amendment Bill 2019*.

See *Standing Committee on Uniform Legislation and Statutes Review Report No. 126* (Tabled 12 May 2020).

See *Standing Committee on Legislation Report No. 43* (Tabled 11 August 2020).

*Government Response* tabled 15 September 2020 (Tabled paper 4202).

cf SNP 155 Issue 9 – 13 October 2020.

- 36. \*[Safety Levies Amendment Bill 2019](#) [LA 156–1] Minister for Regional Development representing the Minister for Industrial Relations**  
Committee (Thursday, 24 September 2020).  
Cognate debate with *Work Health and Safety Bill 2019*.  
See *Standing Committee on Uniform Legislation and Statutes Review Report No. 126* (Tabled 12 May 2020).  
*cf* SNP 156 Issue 2 – 13 October 2020.
- 44. [Road Traffic Amendment \(Immobilisation, Towing and Detention of Vehicles\) Bill 2020](#) [LA 194–1] Minister for Environment representing the Minister for Transport**  
Second reading continuation of remarks Hon Aaron Stonehouse (Tuesday, 15 September 2020).
- 38. \*[Environmental Protection Amendment Bill 2020](#) [LA 181–1] Minister for Environment**  
Second reading resumption of debate adjourned Hon Pierre Yang (Tuesday, 11 August 2020).  
Cognate debate with *Environmental Protection Amendment Bill (No. 2) 2020*.  
*cf* SNP 181 Issue 4 – 11 August 2020.
- 37. \*[Environmental Protection Amendment Bill \(No. 2\) 2020](#) [LA 182–2] Minister for Environment**  
Second reading resumption of debate adjourned Hon Pierre Yang (Tuesday, 11 August 2020).  
Cognate debate with *Environmental Protection Amendment Bill 2020*.  
*cf* SNP 182 Issue 1 – 11 August 2020.
- 45. \*[Industrial Relations Legislation Amendment Bill 2020](#) [LA 198–2] Minister for Regional Development representing the Minister for Industrial Relations**  
Second reading adjourned (Thursday, 20 August 2020).  
*cf* SNP 198 Issue 2 – 17 September 2020.
- 39. \*[Criminal Law \(Unlawful Consorting\) Bill 2020](#) [LA 161–2] Leader of the House representing the Attorney General**  
Second reading adjourned (Tuesday, 23 June 2020).  
*cf* SNP 161 Issue 2 – 11 August 2020.

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

**NIGEL PRATT**

Clerk of the Legislative Council