

LEGISLATIVE COUNCIL

MINUTES OF PROCEEDINGS

No. 194

THURSDAY, 14 MAY 2020

1. Meeting of Council

The Council assembled at 10.00am pursuant to order.

The President, Hon Kate Doust, took the Chair.

Prayers and an Acknowledgement of Country were read.

2. Ministerial Statement — Regional Economic Development Grants

The Minister for Regional Development made a Ministerial Statement with respect to the Regional Economic Development Grants program.

3. Standing Committee on Estimates and Financial Operations — Report 81 — The Local Projects Local Jobs program and the establishment of a Parliamentary Budget Office — Extension of Time

Hon Tjorn Sibma presented Report 81 of the Standing Committee on Estimates and Financial Operations, *The Local Projects Local Jobs program and the establishment of a Parliamentary Budget Office — Extension of Time*. (Tabled Paper 3869).

Hon Tjorn Sibma moved, without notice —

That the reporting date for the Standing Committee on Estimates and Financial Operations inquiry into the *Local Projects Local Jobs* program be extended from 21 May 2020 to 25 June 2020.

Hon Tjorn Sibma sought leave to continue his remarks at a later stage of this day's sitting.

Leave granted.

Debate stands adjourned.

4. Select Committee into Mining on Pinjin Station — Final Report — Inquiry into Mining on Pinjin Station

Hon Robin Scott presented the final report of the Select Committee into Mining on Pinjin Station, *Inquiry into Mining on Pinjin Station*. (Tabled Paper 3870).

5. Joint Standing Committee on the Corruption and Crime Commission — Report 14 — Red flags...red faces. Corruption risk in public procurement in Western Australia.

Hon Jim Chown presented Report 14 of the Joint Standing Committee on the Corruption and Crime Commission, *Red flags...red faces. Corruption risk in public procurement in Western Australia*. (Tabled Paper 3871).

6. Release of Offender

Hon Nick Goiran: To move on the next day of sitting —

That this House —

- (1) expresses its concern about the release of Nicholas Rodney Troy Faulkner who was sentenced to more than 9 years jail for attacking three women in November 2010 and who has a history of breaching release conditions;
- (2) expresses its grave concern that the Government failed to refer the Faulkner case to enable the Director of Public Prosecutions to consider a potential application under the *Dangerous Sexual Offenders Act 2006*; and
- (3) calls on the Government to:
 - (a) apologise to the survivors of this serious offender's attacks;
 - (b) outline what steps it will take to ensure the community is kept safe from this offender; and
 - (c) advise what remedial action will be taken to ensure this catastrophic failure is not repeated.

7. Firearms Amendment (Airsoft) Bill 2019

Non-Government Business No. 1 having been called for the adjourned debate on the second reading of this Bill.

Debate ensued.

Interruption pursuant to order.

8. Natural Resource Management Funding

Private Members' Business No. 1 having been called, Hon Dr Sally Talbot moved, without notice —

That this House —

- (a) notes that the Natural Resource Management (NRM) funding for local community-based projects through the Community Stewardship Grants program has been increased this year to \$7.5 million and an additional \$1 million has been provided to assist NRM's and the WA Landcare Network with core funding; and
- (b) congratulates the McGowan Government for providing this additional support to community groups dedicated to caring for Western Australia's precious environment.

Debate ensued.

Motion lapsed.

9. Order of Business

Ordered — That Order of the Day No. 3, *Eastern Metropolitan Regional Council Waste Facilities Local Law 2019 — Disallowance*, be taken after Order of the Day No. 8, *Corruption, Crime and Misconduct Amendment Bill 2017*. (Leader of the House).

10. Shire of Boddington — Fees and Charges 2019/2020 — Disallowance — Discharge from Notice Paper

The Order of the Day having been called, Hon Robin Chapple moved, without notice —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, Order of the Day No. 1, *Shire of Boddington — Fees and Charges 2019/2020 — Disallowance*, be discharged from the Notice Paper.

Question — put and passed.

11. Strata Tiles (General) Regulations 2019 — Disallowance — Discharge from Notice Paper

The Order of the Day having been called, Hon Robin Chapple moved, without notice —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, Order of the Day No. 2, *Strata Tiles (General) Regulations 2019 — Disallowance*, be discharged from the Notice Paper.

Question — put and passed.

12. Shire of Exmouth Bush Fire Brigades Local Law 2020 — Disallowance — Discharge from Notice Paper

The Order of the Day having been called, Hon Robin Chapple moved, without notice —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, Order of the Day No. 4, *Shire of Exmouth Bush Fire Brigades Local Law 2020 — Disallowance*, be discharged from the Notice Paper.

Question — put and passed.

13. Mandatory Testing (Infectious Diseases) Amendment (COVID-19 Response) Bill 2020

The Order of the Day for the further consideration of this Bill, in Committee of the Whole House, having been read.

The Acting President left the Chair.

In Committee

(Hon Robin Chapple in the Chair)

Clause 1.

Debate resumed.

Clause agreed to.

Clauses 2 and 3 agreed to.

Clause 4.

Debate ensued.

Clause agreed to.

Clause 5.

Debate ensued.

Clause agreed to.

Clauses 6 to 11 agreed to.

Clause 12.

Debate ensued.

Clause agreed to.

Clauses 13 and 14 agreed to.

Clause 15.

Debate ensued.

Clause agreed to.

Clauses 16 to 18 agreed to.

Title agreed to.

The Acting President resumed the Chair.

Bill reported without amendment.

Report adopted.

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

The Acting President announced that the Deputy Chair of Committees had certified that this was a true copy of the Bill as agreed to in Committee of the Whole House and reported.

Debate ensued.

Question — put and passed.

Bill read a third time and passed.

14. Residential Parks (Long-stay Tenants) Amendment Bill 2018

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.

The Acting President left the Chair.

In Committee

(Hon Matthew Swinbourn in the Chair)

Clause 1.

Debate ensued.

15. Questions Without Notice

Questions without notice were taken.

The Parliamentary Secretary to the Minister for Mental Health, by leave, incorporated into *Hansard* information in relation to mental health services in the Mining and Pastoral region, in response to a question without notice asked by Hon Jacqui Boydell.

The Minister for Regional Development, by leave, incorporated into *Hansard* information in relation to projects funded from the Regional New Industries Fund, in response to a question without notice asked by Hon Colin Tincknell.

The Parliamentary Secretary to the Minister for Health, by leave, incorporated into *Hansard* information in relation to freedom of information application 60-19070, in response to question on notice 2818 asked by Hon Martin Aldridge.

16. Order of Business

Ordered — That the Standing Committee on Estimates and Financial Operations — Report 81 — The Local Projects Local Job program and the establishment of a Parliamentary Budget Office — Extension of Time, be taken forthwith. (Leader of the House).

17. Standing Committee on Estimates and Financial Operations — Report 81 — The Local Projects Local Jobs program and the establishment of a Parliamentary Budget Office — Extension of Time

The Order of the Day having been called for the adjourned debate on the motion of Hon Tjorn Sibma as follows —

That the reporting date for the Standing Committee on Estimates and Financial Operations inquiry into the *Local Projects Local Jobs* program be extended from 21 May 2020 to 25 June 2020.

Debate resumed.

Question — put and passed.

18. Prisons Amendment Bill 2020

The following Message from the Legislative Assembly was reported —

Madam President

Message No. 186

The Legislative Assembly acquaints the Legislative Council that it has agreed to the amendments made by the Legislative Council in the *Prisons Amendment Bill 2020*.

Ms L. Mettam

Acting Speaker

Legislative Assembly Chamber

Perth, 14 May 2020

19. Residential Parks (Long-stay Tenants) Amendment Bill 2018

Resumption of consideration of this Bill in Committee of the Whole House (*see item 14 above*).

The President left the Chair.

In Committee

(Hon Adele Farina in the Chair)

Clause 1

Debate resumed.

Clause agreed to.

Clause 2.

Debate ensued.

The Minister for Regional Development representing the Minister for Commerce tabled a document in relation to definitions applicable throughout the *Residential Parks (Long-stay Tenants) Act 2006*. (Tabled Paper 3872).

Interruption pursuant to order.

The President resumed the Chair.

The Deputy Chair of Committees reported that the Committee of the Whole House had considered the Bill, made progress, and seeks to sit again.

Ordered — That the Committee of the Whole House sit again.

20. Members' Statements

Statements were taken.

21. Building and Construction Industry Training Fund and Levy Collection Amendment Bill 2020

The President reported the receipt of Message No. 185 from the Legislative Assembly forwarding the Bill for concurrence.

The Minister for Education and Training moved, That the Bill be read a first time.

Question — put and passed.

Bill read a first time.

The Minister for Education and Training moved, That the Bill be read a second time.

The Minister for Education and Training tabled an Explanatory Memorandum relating to the Bill. (Tabled Paper 3873).

Debate stands adjourned.

22. Adjournment

The Council adjourned at 5.54pm until Tuesday, 19 May 2020 at 2.00pm.

Members present during the day's proceedings

Attendance: Present all Members.

NIGEL PRATT
Clerk of the Legislative Council

HON KATE DOUST MLC
President of the Legislative Council