

2020

—
WESTERN AUSTRALIA

MINUTES OF THE PROCEEDINGS

of the

Joint Sitting of the Two Houses of Parliament

of the

State of Western Australia

**TO CHOOSE A PERSON TO HOLD THE PLACE IN THE SENATE OF THE
COMMONWEALTH OF AUSTRALIA RENDERED VACANT BY THE
RESIGNATION OF SENATOR THE HONOURABLE MATHIAS CORMANN**

**HELD IN ACCORDANCE WITH THE PROVISIONS OF SECTION 15 OF THE
COMMONWEALTH OF AUSTRALIA CONSTITUTION ACT,**

on

WEDNESDAY, 25 NOVEMBER 2020

—
FIRST SESSION OF THE FORTIETH PARLIAMENT
—

Extracts from the Minutes of Proceedings**LEGISLATIVE COUNCIL**

WEDNESDAY, 11 NOVEMBER 2020.

1. Message from His Excellency the Governor - Senate Vacancy

The President read the following message -

The Governor transmits to the Legislative Council a copy of a despatch that he has received from the President of the Senate of the Commonwealth of Australia, notifying that a vacancy has happened in the representation of the State of Western Australia in the said Senate.

2. Joint Sitting to fill Senate Vacancy

The Leader of the House moved, without notice -

That with reference to the Message reported to the Council by the President from His Excellency the Governor, the Honourable Madam President be requested to confer with the Honourable Mr Speaker in order to fix a day and place whereon and whereat the Legislative Council and the Legislative Assembly, sitting and voting together, shall choose a person to hold the place of the senator whose place has become vacant.

Question - put and passed.

THURSDAY, 12 NOVEMBER 2020.

3. Statement by President - Joint Sitting to fill Senate Vacancy

The President made the following statement –

With reference to the motion this House passed yesterday in respect of the fixing of the day and place for a joint sitting of the Legislative Council and the Legislative Assembly to fill the Senate vacancy, I advise that I have conferred with the Speaker of the Legislative Assembly and have received agreement that the Houses will meet in the Legislative Council Chamber at 11.30am on Wednesday, 25 November 2020.

Extracts from the Votes and Proceedings**LEGISLATIVE ASSEMBLY**

WEDNESDAY, 11 NOVEMBER 2020.

1. Message from His Excellency the Governor - Senate Vacancy

The Speaker read the following message -

The Governor transmits to the Legislative Assembly a copy of a despatch which he has received today from the Honourable the President of the Senate of the Commonwealth of Australia, notifying that a vacancy has happened in the representation of the State of Western Australia in the said Senate.

2. Joint Sitting to fill Senate Vacancy

The Premier, pursuant to the message from His Excellency the Governor, moved -

That Mr Speaker be requested to confer with the President of the Legislative Council, in order to fix a day and place whereon and whereat the Legislative Assembly and the Legislative Council, sitting and voting together, shall choose a person to hold the place of the Senator whose place has become vacant.

Question put and passed.

THURSDAY, 12 NOVEMBER 2020.

1. Statement by Speaker - Joint Sitting to fill Senate Vacancy

The Speaker made the following statement –

I advise Members that I have consulted with the President of the Legislative Council in relation to holding a Joint Sitting to fill the vacancy in the Senate created by the resignation of Senator Mathias Cormann, and that the Joint Sitting will be held on Wednesday, 25 November 2020 at 11.30 am in the Legislative Council Chamber.

JOINT SITTING OF BOTH HOUSES OF PARLIAMENT

WEDNESDAY, 25 NOVEMBER 2020

1. Opening of the Joint Sitting

Members of the Legislative Council and of the Legislative Assembly met in the Legislative Council Chamber at 11.30am.

The President and the Speaker were announced by the Usher of the Black Rod.

2. Presiding Officer

Pursuant to the Joint Sitting Standing Orders for the Election of a Senator, the Honourable Kate Doust, President of the Legislative Council, took the Chair as President of the Joint Sitting.

3. Proposal of Candidate

The Premier, Hon Mark McGowan, proposed that Benjamin John Small of 2/94 Mackie Street, Victoria Park, Western Australia, being a person who is eligible to be chosen pursuant to section 15 of the *Constitution* of the Commonwealth of Australia, as amended, be chosen to hold the vacant place in the Senate of the Parliament of the Commonwealth created by the resignation of Senator Mathias Cormann. The Premier advised he has received Mr Small's assurance that, if chosen, he was willing to act.

The motion was seconded by Mr Z.R.F. Kirkup. Debate ensued.

There being no further nominations, the President declared Benjamin John Small elected to fill the vacancy.

4. Close of Joint Sitting

The President then declared the Joint Sitting closed at 11.47am.

5. Members of the Legislative Council present at the proceedings

The Honourables Ken Baston, Robin Chapple, Jim Chown, Tim Clifford, Alanna Clohesy, Peter Collier, Stephen Dawson, Colin de Grussa, Kate Doust, Sue Ellery, Diane Evers, Donna Faragher, Nick Goiran, Colin Holt, Rick Mazza, Kyle McGinn, Michael Mischin, Simon O'Brien, Robin Scott, Tjorn Sibma, Aaron Stonehouse, Dr Steve Thomas, Colin Tincknell, Alison Xamon, Pierre Yang.

6. Members of the Legislative Assembly present at the proceedings

Mr J.N. Carey, Mr R.H. Cook, Ms J.M. Freeman, Mrs L.M. Harvey, Dr D.J. Honey, Mr W.J. Johnston, Mr Z.R.F. Kirkup, Mr A. Krsticevic, Mr S.K. L'Estrange, Mr R.S. Love, Mr W.R. Marmion, Mr M. McGowan, Mr J.E. McGrath, Ms S. McGurk, Ms L. Mettam, Mr D.R. Michael, Mr D.C. Nalder, Mr K.M. O'Donnell, Mr P. Papalia, Mr S.J. Price, Mrs M.H. Roberts, Ms R. Saffioti, Mrs J.M.C. Stojkovski, Mr C.J. Tallentire, Mr P.C. Tinley, Mr P.B. Watson and Mr R.R. Whitby.

NIGEL PRATT

Clerk of the Legislative Council

KIRSTEN ROBINSON

Clerk of the Legislative Assembly

HON KATE DOUST

President of the Joint Sitting