



LEGISLATIVE COUNCIL

THURSDAY, 1 FEBRUARY 2024

10.00am

1. Meeting of Council

The Council assembled at 10.00am pursuant to order.

The President, Hon Alanna Clohesy, took the Chair.

Prayers and an Acknowledgement of Country were read.

2. Statement by President — Vacancy in the Senate

The President made the following Statement —

At the request of the Leader of the House and after consultation with Party Leaders, I have varied the 2024 annual sitting schedule to facilitate the filling of a vacancy in the Senate of the Commonwealth of Australia that has arisen due to the resignation of former Senator Patrick Dodson. I hereby table a copy of the letter sent to all Members on 29 January 2024.

The President tabled the letter sent to all Members of the Legislative Council varying the 2024 annual sitting schedule. (Tabled Paper 2904).

Members, I have some messages. The first is a message from His Excellency the Governor the Honourable Chris Dawson, AC APM. It reads:

The Governor transmits to the Legislative Council 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.

The despatch reads in part —

Pursuant to the provisions of section 21 of the Commonwealth of Australia Constitution, I notify Your Excellency there is a vacancy in the representation of the State of Western Australia following the resignation of Senator Patrick Dodson on Friday, 26 January 2024.

3. 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 —

11 December 2024 — Message No. 34

Electoral Amendment (Finance and Other Matters) Bill 2023

Western Australian Marine Amendment Bill 2023

Guardianship and Administration Amendment (Medical Research) Bill 2023

Legal Deposit Amendment Bill 2023

Planning and Development Amendment Bill 2023

Act No.

30 of 2023

31 of 2023

32 of 2023

33 of 2023

34 of 2023

4. Ministerial Statement — Joint Standing Committee on Corruption and Crime Commission

The Leader of the House made a Ministerial Statement with respect to the government response to the Joint Standing Committee on Corruption and Crime Commission Report 0 — Annual Report 2022-23 and the Government response to the Standing Committee on Estimates and Financial Operations Report 90 — Consideration of the 2023-24 Budget Estimates will be tabled on the 27 February 2024.

5. Papers

The following Papers were laid on the Table by —

President

Auditor General's Papers —

Information Systems Application Audit — Implementation of the Essential Eight
Cyber Security Controls — (Report No. 9) (2023-24)
(Deemed tabled 06/12/2023).....2890

Financial Audit Results — State Government 2022-23 (Report No. 10) (2023-24)
(Deemed tabled 20/12/2023).....2891

Letters —

Letter from the President to Members notifying of a variation in the 2024 sitting
schedule to facilitate the filling of a vacancy in the Senate.....2892

Reports —

Corruption and Crime Commission — Report on the action of a public officer at
Murdoch University in respect to maintenance contracts (23 January 2024)
(Deemed tabled 23/01/2024).....2893

Corruption and Crime Commission — Report on misconduct by a senior biomedical
engineer at Sir Charles Gairdner Hospital (23 January 2024)
(Deemed tabled 23/01/2024).....2894

Leader of the House

Reports —

Report of overseas air travel undertaken by Ministers, Parliamentary Secretaries and
Government Officers on official business for the three months ended
31 March 2023.....2895

Minister for Emergency Services

Annual Reports —

WA Industry Link (2022-2023) (Date received 11/12/2023).....2896

Response to Reports —

Joint Standing Committee on the Corruption and Crime Commission — What
Happens Next? Beyond a Finding of Serious Misconduct — Examining the
responses to a finding of serious misconduct and building integrity in public
agencies (Report No. 11) (November 2023) (Minister for Police).....2897

Parliamentary Secretary to the Attorney General

Annual Reports —

Legal Practice Board of Western Australia (2022-2022) (Date received 31/01/2024).....	2898
Public Trustee (2022-2023) (Date received 31/01/2024).....	2899
State Coroner, Office of the (2022-2023) (Date received 31/01/2024).....	2900

Parliamentary Secretary to the Minister for Health

Annual Reports —

Chief Psychiatrist (2022-23) (Date received 06/12/2023) (Deemed tabled 06/12/2023)	2901
Pharmacy Registration Board of Western Australia (2022-2023) (Date received 17/01/2024).....	2902

Response to Reports —

Select Committee into Child Development Services — Child Development Services in Western Australia — Valuing our children and their needs (Interim Report) (January 2024) (Minister for Health)	2903
-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	------

6. Suspension of Standing Orders

The Leader of the House moved, without notice —

That so much of Standing Orders be suspended so that the Uniform Legislation and Statutes Review Committee may present its reports in relation to inquiries into the *Health Practitioner Regulation National Law Application Bill 2023* and the *Therapeutic Goods Law Application Bill 2023* at the next sitting of the Council.

The motion requiring the concurrence of an absolute majority.

Question — put.

The President having counted the Council, and there being an absolute majority present, and no dissentient voice, declared the motion carried with the concurrence of an absolute majority.

7. Suspension of Standing Orders

The Leader of the House moved, without notice —

That so much of the Standing Orders be suspended to enable the House at this sitting to deal solely with the arrangement of a Joint Sitting.

The motion requiring the concurrence of an absolute majority.

Question — put.

The President having counted the Council, and there being an absolute majority present, and no dissentient voice, declared the motion carried with the concurrence of an absolute majority.

8. Joint Vacancy

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 President be requested to confer with the Honourable Madam 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.

The President left the Chair at 10.11am

The President resumed the Chair at 10.16am

9. Statement by President — Joint Sitting

The President made the following Statement —

With reference to the motion by this House today, Thursday, 1 February 2024 in respect of the fixing of the day and place for a joint sitting of the Legislative Council and 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 11.00am today, Thursday, 1 February 2024.

10. Order of Business

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

11. Adjournment

There being no Members' Statements the Council adjourned at 10.17am until Tuesday, 27 February 2024 at 1.00 pm.

Members present during the day's proceedings

Attendance: Present all Members except Hon Martin Aldridge, Hon Ben Dawkins, Hon Nick Goiran, Hon Rosetta Sahanna, Hon Neil Thomson and Hon Wilson Tucker.

SAM HASTINGS

Clerk of the Legislative Council

HON ALANNA CLOHESY MLC

President of the Legislative Council