

WESTERN AUSTRALIA

LEGISLATIVE COUNCIL

MINUTES OF PROCEEDINGS

No. 184

WEDNESDAY, 2 NOVEMBER 2011

1. Meeting of Council

The Council assembled at 2.00pm pursuant to Temporary Orders.

The President, Hon Barry House, took the Chair and read prayers.

2. Statement by President - Hon Geoff Gallop

The President made the following Statement -

I would like to notify Members that I have received a card from former Premier Hon Geoff Gallop in response to a letter I recently sent on behalf of Members and staff expressing condolences on the loss of his mother. The note reads —

Dear Barry, MLC's and staff,

Many thanks for your condolences. They were very much appreciated.

All the best for the important work you do.

Geoff Gallop

3. Papers

The following Papers were laid on the Table by -

President

Addendums -

Corrective Services, Department of - Annual Report (2010-2011) (Date received
02/11/2011)..... 4014

Minister for Finance

Rules -

Settlement Agents Act 1981 (Settlement Agents' Code of Conduct Amendment Rules 2011
G.G. 21/10/2011)..... 4015

Minister for Energy*Regulations -*

Commonwealth Heads of Government Meeting (Special Powers) Act 2011
(Commonwealth Heads of Government Meeting (Special Powers) Amendment Regulations
2011 G.G. 21/10/2011) 4016

Vocational Education and Training Act 1996 (Vocational Education and Training (Colleges)
Amendment Regulations 2011 G.G. 27/10/2011), (Vocational Education and Training
(General) Amendment Regulations 2011 G.G. 25/10/2011) and (Vocational Education and
Training (General) Amendment Regulations (No. 2) 2011 G.G. 25/10/2011) 4017

Minister for Child Protection*Local Laws -*

Dog Act 1976 (City of Mandurah Dogs Amendment Local Law 2011 G.G. 21/10/2011) 4018

Local Government Act 1995 (City of South Perth Parking Local Law 2011 G.G. 18/10/2011) and
(City of South Perth Public Places and Local Government Property Local Law 2011
G.G. 18/10/2011)..... 4019

Notices -

Financial Management Act 2006 - Section 82 - Question on Notice Nos 6062 and
6127 asked in the Legislative Assembly 4020

Regulations -

Rottneest Island Authority Act 1987 (Rottneest Island Amendment Regulations (No. 3) 2011
G.G. 25/10/2011)..... 4021

Minister for Mental Health*Local Laws -*

Health Act 1911 (Shire of Exmouth Health Amendment Local Law 2011 G.G. 21/10/2011)..... 4022

Regulations -

Hospitals and Health Services Act 1927 (Hospitals (Services Charges) Amendment Regulations
(No. 6) 2011 G.G. 21/10/2011) 4023

Parliamentary Secretary to the Attorney General*Notices -*

Supreme Court Act 1935 (Rule of Court 2012 - Sittings and Winter Vacation for 2012
G.G. 25/10/2011)..... 4024

Regulations -

Criminal Procedure Act 2004 (Criminal Procedure Amendment Regulations (No. 3) 2011
G.G. 27/10/2011)..... 4025

Juries Act 1957 (Juries Amendment Regulations (No. 2) 2011 G.G. 27/10/2011)..... 4026

Rules -

Magistrates Court Act 2004 (Magistrates Court (Civil Proceedings) Amendment Rules (No. 2)
2011 G.G. 27/10/2011) 4027

4. Climate Change Adaptation and Mitigation Strategy

Motion No. 1 having been called, debate resumed on the motion of Hon Sally Talbot as follows -

That this House condemns the Government for entering its third year of office without the Climate Change Adaptation and Mitigation Strategy promised by the Liberals before the 2008 election.

The Minister for Mental Health representing the Minister for Environment moved to amend the motion as follows -

To delete “condemns the Government for entering its third year of office without” and insert —

notes the progress of

Debate ensued.

Interruption pursuant to Temporary Orders.

5. Consideration of Committee Reports and Ministerial Statements

Pursuant to Temporary Orders for the consideration of Committee Reports and Ministerial Statements.

In Committee

(Hon Matt Benson-Lidholm in the Chair)

Public Transport Bus Network - Additional Security Measures - Ministerial Statement

Debate resumed on the motion of Hon Ljiljanna Ravlich, That the Ministerial Statement be noted.

6. Questions Without Notice

Questions without notice were taken.

The Minister for Mental Health representing the Minister for Health tabled documents in relation to a list of suburbs detailing patient transport catchment areas, in response to a question without notice asked by Hon Ken Travers. (Tabled paper 4028).

The Minister for Finance representing the Minister for Corrective Services tabled documents in relation to maintenance problems associated with the sewerage system at Karnet Prison in 2011, in response to a question without notice asked by Hon Helen Bullock. (Tabled paper 4029).

The Leader of the House representing the Premier, in accordance with Standing Order No. 138(d), advised that answers to questions on notice Nos 4625 and 4626 asked by Hon Robin Chapple will be provided on 3 November 2011.

The Minister for Energy on behalf of the Minister for Child Protection, in accordance with Standing Order No. 138(d), advised that an answer to question on notice No. 4651 asked by Hon Linda Savage will be provided by 1 December 2011.

The Minister for Mental Health representing the Minister for Planning tabled documents in relation to tariffs, fees or charges increases greater than the consumer price index since July 2008 at the Department of Planning, and fee increases greater than the consumer price index since August 2008 at the Armadale Redevelopment Authority, in response to question on notice No. 4740 asked by Hon Ken Travers. (Tabled paper 4030).

The Minister for Mental Health representing the Minister for Planning tabled documents in relation to new fees at the Department of Planning, the Armadale Redevelopment Authority and the East Perth Redevelopment Authority, in response to question on notice No. 4741 asked by Hon Ken Travers. (Tabled paper 4031).

The Minister for Mental Health and Disability Services, in accordance with Standing Order No. 138(d), advised that answers to questions on notice Nos 4639, 4641, 4642 and 4644 asked by Hon Alison Xamon will be provided on 10 November 2011.

7. Consideration of Committee Reports and Ministerial Statements

Pursuant to Temporary Orders for the consideration of Committee Reports and Ministerial Statements (cf item 5 above).

In Committee

(Hon Matt Benson-Lidholm in the Chair)

Public Transport Bus Network - Additional Security Measures - Ministerial Statement

Debate resumed on the motion of Hon Ljiljanna Ravlich, That the Ministerial Statement be noted.

Question - put and passed.

Standing Committee on Public Administration - Report No. 12 - Report on a Proposed Inquiry into Regional Prisons - Committee Report

Hon Ken Baston moved, That the Report be noted.

Debate ensued.

Question - put and passed.

Gorgon Gas Project Barrow Island - Environmental Approval - Ministerial Statement

The Minister for Mental Health representing the Minister for Environment moved, That the Ministerial Statement be noted.

Debate ensued.

Interruption pursuant to Temporary Orders.

The Deputy President resumed the Chair.

The Chairman of Committees reported that the Committee of the Whole House had considered the -

- (1) Public Transport Bus Network - Additional Security Measures - Ministerial Statement and had noted same.
- (2) Standing Committee on Public Administration - Report No. 12 - Report on a Proposed Inquiry into Regional Prisons - Committee Report and had noted same.
- (3) Gorgon Gas Project Barrow Island - Environmental Approval - Ministerial Statement, made progress, and asked leave to sit again.

Report adopted.

8. Agricultural Practices (Disputes) Repeal Bill 2011

The following Message from the Legislative Assembly was reported -

Mr President

Message No. 223

The Legislative Assembly acquaints the Legislative Council that it has agreed to the *Agricultural Practices (Disputes) Repeal Bill 2011* without amendment.

Mr A.P. O’Gorman

Acting Speaker

Legislative Assembly Chamber

Perth, 2 November 2011

9. Cat Bill 2011

The following Message from the Legislative Assembly was reported -

Mr President

Message No. 224

The Legislative Assembly acquaints the Legislative Council that it has agreed to amendments made by the Legislative Council in the *Cat Bill 2011*.

Mr A.P. O’Gorman

Acting Speaker

Legislative Assembly Chamber

Perth, 2 November 2011

10. Order of Business

Ordered - That Orders of the Day Nos 1, *City of Gosnells Waste Local Law 2011 - Disallowance*, 2, *Town of Cottesloe Dogs Local Law 2011 - Disallowance*, 3, *City of South Perth Dog Local Law 2011 - Disallowance*, and 4, *Taxi Amendment Regulations (No. 3) 2011 - Disallowance*, be taken after Committee Report No. 8, *Standing Committee on Environment and Public Affairs - Report No. 22 - Overview of Petitions*. (Leader of the House).

11. Misuse of Drugs Amendment Bill 2011

The Order of the Day having been read for the consideration of the Committee’s report upon this Bill.

The Leader of the House on behalf of the Minister for Energy representing the Minister for Police moved, That the report be adopted.

Question - put and passed.

Ordered - That the third reading of the Bill be made an Order of the Day for the next sitting.

12. Consideration of Committee Reports

The Order of the Day having been read for the consideration of Committee Reports.

In Committee

(Hon Brian Ellis in the Chair)

Joint Standing Committee on the Corruption and Crime Commission - Report No. 15 - Corruption Risks of Controlled Operations and Informants - Committee Report

Hon Nick Goiran moved, That the Report be noted.

Question - put and passed.

The Minister for Finance moved, without notice, That the Deputy Chairman report to the House.

Question - put and passed.

The President resumed the Chair.

The Deputy Chairman of Committees reported that the Committee of the Whole House had considered the -

Joint Standing Committee on the Corruption and Crime Commission - Report No. 15 - Corruption Risks of Controlled Operations and Informants - Committee Report and had noted same.

Report adopted.

13. Order of Business

Ordered - That Members' Statements be taken forthwith. (Minister for Finance).

14. Members' Statements

Statements were taken.

15. Adjournment

The House adjourned at 8.35pm until Thursday, 3 November 2011 at 10.00am.

Members present during the day's proceedings

Attendance: Present all Members except Hon Mia Davies and Hon Phil Edman.

MALCOLM PEACOCK
Clerk of the Legislative Council

HON BARRY HOUSE
President of the Legislative Council