

LEGISLATIVE COUNCIL
TUESDAY, 5 MAY 2009

3.30pm

Prayers

3.30PM - ORDER OF BUSINESS

Notification of Royal Assent - Message No. 46

Petitions

Statements by Ministers and Parliamentary Secretaries

(Minister for Transport)

Papers for Tabling

(President)

(Leader of the House)

(Minister for Transport)

(Minister for Energy)

(Minister for Child Protection)

(Minister for Environment)

(Parliamentary Secretary representing the Minister for Regional Development)

(Parliamentary Secretary representing the Treasurer)

Notice of Questions

Notices of Motions for Disallowance

(Hon Shelley Eaton)

Notices of Motions to Introduce Bills

(Minister for Transport) x 2

Notices of Motions

Urgency Motions

(Hon Ken Travers)

Motions without Notice

4.30pm Orders of the Day (if not reached sooner)

5.00pm Questions without Notice

5.30pm Orders of the Day (continued)

10.00pm House adjourns

ORDERS OF THE DAY

1. City of Armadale - Signs Amendment Local Law 2008 - Disallowance

Moved *pro forma* (SO 152(b)) (Tuesday, 17 March 2009) on the motion of Hon Kim Chance (Days remaining 1 after today)

That the *City of Armadale - Signs Amendment Local Law 2008* published in the *Gazette* on 3 June 2008 and tabled in the Legislative Council on 19 June 2008 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled paper 4098).

2. Waste Avoidance and Resource Recovery Regulations 2008 - Disallowance

Moved *pro forma* (SO 152(b)) (Tuesday, 31 March 2009) on the motion of Hon Kim Chance (Days remaining 4 after today)

That the *Waste Avoidance and Resource Recovery Regulations 2008* published in the *Gazette* on 20 June 2008 and tabled in the Legislative Council on 26 June 2008 under the *Waste Avoidance and Resource Recovery Act 2007*, be and are hereby disallowed. (Tabled paper 4164).

3. Waste Avoidance and Resource Recovery Levy Regulations 2008 - Disallowance

Moved *pro forma* (SO 152(b)) (Tuesday, 31 March 2009) on the motion of Hon Kim Chance (Days remaining 4 after today)

That the *Waste Avoidance and Resource Recovery Levy Regulations 2008* published in the *Gazette* on 20 June 2008 and tabled in the Legislative Council on 26 June 2008 under the *Waste Avoidance and Resource Recovery Levy Act 2007*, be and are hereby disallowed. (Tabled paper 4163).

4. Electricity Networks Access Code Amendments (No. 2) 2008 - Disallowance

Moved *pro forma* (SO 152(b)) (Wednesday, 1 April 2009) on the motion of Hon Kim Chance (Days remaining 5 after today)

That the *Electricity Networks Access Code Amendments (No. 2) 2008* published in the *Gazette* on 22 October 2008 and tabled in the Legislative Council on 25 November 2008 under the *Electricity Industry Act 2004*, be and are hereby disallowed. (Tabled paper 340).

The business listed for today's sitting and sequence in which it is to be considered may be altered by the House without notice. Members and other persons are advised to check the status of an item in which they have an interest in the course of today's sitting. Electronic version available on the Parliament's Internet site at www.parliament.wa.gov.au.

5. Genetically Modified Crops Free Areas Exemption Order 2009 - Disallowance

Moved *pro forma* (SO 152(b)) (Thursday, 2 April 2009) on the motion of Hon Paul Llewellyn (Days remaining 6 after today)

That the *Genetically Modified Crops Free Areas Exemption Order 2009* published in the *Gazette* on 17 February 2009 and tabled in the Legislative Council on 18 March 2009 under the *Genetically Modified Crops Free Areas Act 2003*, be and is hereby disallowed. (Tabled paper 573).

6. Children's Court (Fees) Amendment Regulations (No. 2) 2008 - Disallowance

Moved *pro forma* (SO 152(b)) (Tuesday, 7 April 2009) on the motion of Hon Kim Chance (Days remaining 7 after today)

That the *Children's Court (Fees) Amendment Regulations (No. 2) 2008* published in the *Gazette* on 27 June 2008 and tabled in the Legislative Council on 12 November 2008 under the *Children's Court of Western Australia Act 1988*, be and are hereby disallowed. (Tabled paper 203).

7. District Court (Fees) Amendment Regulations 2008 - Disallowance

Moved *pro forma* (SO 152(b)) (Tuesday, 7 April 2009) on the motion of Hon Kim Chance (Days remaining 7 after today)

That the *District Court (Fees) Amendment Regulations 2008* published in the *Gazette* on 27 June 2008 and tabled in the Legislative Council on 12 November 2008 under the *District Court of Western Australia Act 1969*, be and are hereby disallowed. (Tabled paper 205).

8. Magistrates Court (Fees) Amendment Regulations (No. 2) 2008 - Disallowance

Moved *pro forma* (SO 152(b)) (Tuesday, 7 April 2009) on the motion of Hon Kim Chance (Days remaining 7 after today)

That the *Magistrates Court (Fees) Amendment Regulations (No. 2) 2008* published in the *Gazette* on 27 June 2008 and tabled in the Legislative Council on 12 November 2008 under the *Magistrates Court Act 2004*, be and are hereby disallowed. (Tabled paper 209).

9. State Administrative Tribunal Amendment Regulations 2008 - Disallowance

Moved *pro forma* (SO 152(b)) (Tuesday, 7 April 2009) on the motion of Hon Kim Chance (Days remaining 7 after today)

That the *State Administrative Tribunal Amendment Regulations 2008* published in the *Gazette* on 27 June 2008 and tabled in the Legislative Council on 12 November 2008 under the *State Administrative Tribunal Act 2004*, be and are hereby disallowed. (Tabled paper 214).

10. Supreme Court (Fees) Amendment Regulations (No. 2) 2008 - Disallowance

Moved *pro forma* (SO 152(b)) (Tuesday, 7 April 2009) on the motion of Hon Kim Chance (Days remaining 7 after today)

That the *Supreme Court (Fees) Amendment Regulations (No. 2) 2008* published in the *Gazette* on 27 June 2008 and tabled in the Legislative Council on 12 November 2008 under the *Supreme Court Act 1935*, be and are hereby disallowed. (Tabled paper 215).

11. Shire of Meekatharra - Dogs Local Law 2007 - Disallowance

Moved *pro forma* (SO 152(b)) (Tuesday, 7 April 2009) on the motion of Hon Kim Chance (Days remaining 7 after today)

That the *Shire of Meekatharra - Dogs Local Law 2007* published in the *Gazette* on 29 July 2008 and tabled in the Legislative Council on 12 November 2008 under the *Dog Act 1976*, be and is hereby disallowed. (Tabled paper 220).

12. Industrial Training Legislation Amendment Regulations 2008 - Disallowance

Moved *pro forma* (SO 152(b)) (Tuesday, 7 April 2009) on the motion of Hon Kim Chance (Days remaining 7 after today)

That the *Industrial Training Legislation Amendment Regulations 2008* published in the *Gazette* on 23 July 2008 and tabled in the Legislative Council on 12 November 2008 under the *Industrial Training Act 1975*, be and are hereby disallowed. (Tabled paper 232).

13. Port Authorities Amendment Regulations 2008 - Disallowance

Moved *pro forma* (SO 152(b)) (Thursday, 9 April 2009) on the motion of Hon Kim Chance (Days remaining 9 after today)

That the *Port Authorities Amendment Regulations 2008* published in the *Gazette* on 5 September 2008 and tabled in the Legislative Council on 25 November 2008 under the *Port Authorities Act 1999*, be and are hereby disallowed. (Tabled paper 331).

14. State Administrative Tribunal Amendment Rules (No. 2) 2008 - Disallowance

Moved *pro forma* (SO 152(b)) (Thursday, 9 April 2009) on the motion of Hon Kim Chance (Days remaining 9 after today)

That the *State Administrative Tribunal Amendment Rules (No. 2) 2008* published in the *Gazette* on 29 August 2008 and tabled in the Legislative Council on 25 November 2008 under the *State Administrative Tribunal Act 2004*, be and are hereby disallowed. (Tabled paper 337).

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15. Shire of Dowerin - Fencing Local Law 2008 - Disallowance

Moved *pro forma* (SO 152(b)) (Thursday, 9 April 2009) on the motion of Hon Kim Chance (Days remaining 9 after today)

That the *Shire of Dowerin - Fencing Local Law 2008* published in the *Gazette* on 26 September 2008 and tabled in the Legislative Council on 25 November 2008 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled paper 344).

16. Town of Cambridge - Parking Amendment Local Law 2008 - Disallowance

Moved *pro forma* (SO 152(b)) (Thursday, 9 April 2009) on the motion of Hon Kim Chance (Days remaining 9 after today)

That the *Town of Cambridge - Parking Amendment Local Law 2008* published in the *Gazette* on 10 October 2008 and tabled in the Legislative Council on 25 November 2008 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled paper 343).

17. Perth Market Amendment By-Laws 2008 - Disallowance

Moved *pro forma* (SO 152(b)) (Thursday, 9 April 2009) on the motion of Hon Kim Chance (Days remaining 9 after today)

That the *Perth Market Amendment By-Laws 2008* published in the *Gazette* on 10 October 2008 and tabled in the Legislative Council on 25 November 2008 under the *Perth Market Act 1926*, be and are hereby disallowed. (Tabled paper 346).

18. W.A. Marine (Surveys and Certificates of Survey) Amendment Regulations (No. 2) 2008 - Disallowance

Moved *pro forma* (SO 152(b)) (Thursday, 9 April 2009) on the motion of Hon Kim Chance (Days remaining 9 after today)

That the *W.A. Marine (Surveys and Certificates of Survey) Amendment Regulations (No. 2) 2008* published in the *Gazette* on 24 October 2008 and tabled in the Legislative Council on 25 November 2008 under the *Western Australian Marine Act 1982*, be and are hereby disallowed. (Tabled paper 335).

19. Poisons Amendment Regulations (No. 2) 2008 - Disallowance

Moved *pro forma* (SO 152(b)) (Thursday, 9 April 2009) on the motion of Hon Kim Chance (Days remaining 9 after today)

That the *Poisons Amendment Regulations (No. 2) 2008* published in the *Gazette* on 7 November 2008 and tabled in the Legislative Council on 25 November 2008 under the *Poisons Act 1964*, be and are hereby disallowed. (Tabled paper 330).

20. Radiation Safety (General) Amendment Regulations 2008 - Disallowance

Moved *pro forma* (SO 152(b)) (Thursday, 9 April 2009) on the motion of Hon Kim Chance (Days remaining 9 after today)

That the *Radiation Safety (General) Amendment Regulations 2008* published in the *Gazette* on 2 September 2008 and tabled in the Legislative Council on 25 November 2008 under the *Radiation Safety Act 1975*, be and are hereby disallowed. (Tabled paper 333).

21. Port Authorities Amendment Regulations (No. 2) 2008 - Disallowance

Moved *pro forma* (SO 152(b)) (Thursday, 9 April 2009) on the motion of Hon Kim Chance (Days remaining 9 after today)

That the *Port Authorities Amendment Regulations (No. 2) 2008* published in the *Gazette* on 31 October 2008 and tabled in the Legislative Council on 25 November 2008 under the *Port Authorities Act 1999*, be and are hereby disallowed. (Tabled paper 332).

22. Address-in-Reply

Resumption of debate adjourned Hon Bruce Donaldson (Thursday, 9 April 2009) on the amendment of Hon Sue Ellery as follows -

“But regrets to inform Your Excellency that the Government has failed to adequately address a number of serious issues affecting Western Australia.”

30. Revenue Laws Amendment Bill (No. 3) 2008 [LA 002-1] Parliamentary Secretary representing the Treasurer

Second reading adjourned (Tuesday, 7 April 2009).

24. Occupational Safety and Health Amendment Bill 2009 [LC 027-1] Parliamentary Secretary representing the Minister for Commerce

Second reading adjourned (Wednesday, 11 March 2009).

26. Veterinary Surgeons Amendment Bill 2009 [LC 033-1] Minister for Child Protection representing the Minister for Agriculture and Food

Second reading adjourned (Wednesday, 18 March 2009).

27. Acts Amendment (Bankruptcy) Bill 2009 [LC 037-1] Minister for Transport representing the Attorney General

Second reading adjourned (Wednesday, 1 April 2009).

31. Fines, Penalties and Infringement Notices Enforcement Amendment (Compensation) Bill 2008 [LA 019-1] Minister for Transport representing the Attorney General

Second reading adjourned (Wednesday, 8 April 2009).

32. Sentence Administration (Interstate Transfer of Community Based Sentences) Bill 2009 [LA 030-1] Minister for Transport representing the Attorney General

Second reading adjourned (Wednesday, 8 April 2009).

33. First Home Owner Grant Amendment Bill 2009 [LA 021-2] Parliamentary Secretary representing the Treasurer

Second reading adjourned (Wednesday, 8 April 2009).

23. *National Gas Access (WA) Bill 2008 [LA 009-1] Minister for Energy

Second reading adjourned (Tuesday, 10 March 2009). See *Standing Committee on Uniform Legislation and Statutes Review Report No. 35* (Tabled 10 March 2009).

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BILLS FOR INTRODUCTION

3. National Environment Protection Council (Western Australia)
Amendment Bill 2009 (*Notice given 9 April 2009*)

Minister for Environment: To move -

That a Bill for “An Act to amend the *National Environment Protection Council (Western Australia) Act 1996*.” be introduced and read a first time.

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

MALCOLM PEACOCK
Clerk of the Legislative Council