WESTERN AUSTRALIA

LEGISLATIVE COUNCIL

DAILY NOTICE PAPER

No. 22

TUESDAY, 5 MAY 2009, 3.30pm

ORDER OF BUSINESS

Petitions, Statements by Ministers and Parliamentary Secretaries, Papers for Tabling, Notices of Questions, Notices of Motions for Disallowance, Notices of Motions to Introduce Bills, Notices of Motions, Questions without Notice, Motions Without Notice, Motions and Orders of the Day.

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MOTIONS

1. Native Forests (Notice given 11 November 2008)

Continuation of introductory remarks Hon Paul Llewellyn (Thursday, 2 April 2009) on behalf of Hon Giz Watson in moving the following motion -

That in light of the Forest Product Commission's poor financial performance in the native forest sector; the failure of regulation and compliance of native forest logging; the impact of logging on the habitat of vulnerable species; the compelling evidence of native forest ecosystems at risk of irreparable damage; and the compounding impact of climate change, this House calls on the Government to -

- (1) Set in place a full transition to plantation and farm forestry for the production of commodity timber products currently derived from native forests.
- (2) Immediately develop an exit strategy for the native forest commodity timber industry.
- (3) Put in place an independently refereed, scientifically based program to restore the ecological integrity of native forests which underpins the delivery of clean air, clean water, carbon sequestration, biodiversity and natural heritage values of the South West region.

2. Select Committee into the Iron Ore Industry of Western Australia - Establishment (Notice given 11 November 2008)

Hon Anthony Fels: To move -

That -

- (1) A select committee of three members is appointed, any two of whom constitute a quorum.
- (2) The committee is to inquire into and report on -
 - (a) the content and terms of the iron ore policy including and in relation to -
 - (i) the allocation and grant of iron ore tenure;
 - (ii) the grant of certificates of exemption under section 102A of the *Mining Act 1978 (WA)*;
 - (iii) the grant of extensions of term under section 61(2) of the *Mining Act* 1978 (WA) in respect of exploration licences which are authorised for iron ore under section 111 of the *Mining Act* 1978 (WA); and
 - (iv) the basis upon which exploration licences authorised for iron ore under section 111 of the *Mining Act 1978 (WA)* have been permitted to be utilised as holding titles;
 - (b) the relationship between the iron ore policy and the use of state agreements to facilitate the development of iron ore projects;
 - (c) the extent to which the iron ore policy has been the subject of review and variation including by the Department of Industry and Resources;
 - (d) whether the existence and terms of the iron ore policy have been adequately disclosed, including to new entrants and potential new entrants into the iron ore industry;
 - (e) the current operation of the iron ore policy including -
 - (i) the impact of the iron ore policy upon -
 - (A) investment in iron ore exploration in the State; and
 - (B) iron ore royalties and other revenues received by the State (in relation to both quantum and time of receipt);
 - (ii) whether the iron ore policy is anti-competitive in the current market in that it prevents the turn-over of ground and thereby -
 - (A) preserves the market power of existing members of the iron ore industry; and
 - (B) operates as a barrier to entry to new entrants into the market;
 - (f) whether the original rationale for the iron ore policy remains applicable today;
 - (g) whether there is still any need to treat iron ore differently to other mineral commodities under the *Mining Act 1978 (WA)*; and
 - (h) whether it is still necessary and appropriate to use government agreements to facilitate the development of iron ore resources or whether the *Mining Act* 1978 (WA) provides an adequate and appropriate vehicle.
- (3) The committee is to report to the House no later than 12 March 2009.

3. Water Catchments - South West Recovery Program (Notice given 11 November 2008)

Hon Paul Llewellyn: To move -

That in the light of the declining rainfall and catastrophic decline in surface water inflow to our dams, and the impact of salinity on our South West water catchments this House calls on the government to implement as a matter of priority a comprehensive upper catchment recovery program based on farm forestry that aims to restore water and salt balance in the six key water catchments in the region.

4. Appropriate Resourcing for Western Australian Not-for-Profit Sector (*Notice given 3 December 2008*)

Hon Sue Ellery: To move -

That this House notes the changing demands for assistance on the Western Australian not-forprofit sector and calls on the Barnett Government to ensure the sector has appropriate resources and capacity to meet demand.

5. Child Death Review Committee - Recommendations (Notice given 3 December 2008)

Hon Sue Ellery: To move -

That this House notes the recommendations of the *Group Analysis of Aboriginal Child Death Review Cases in which Chronic Neglect is Present* report of the Child Death Review Committee and calls on the Minister for Child Protection to provide quarterly reports to the House on the implementation of those recommendations.

6. Kimberley Liquefied Natural Gas Precinct (Notice given 18 March 2009)

Hon Jon Ford: To move -

- (1) That this House expresses its concern at the comments made by the Premier to the Committee for Economic Development Australia Conference on Tuesday, 3 March 2009 in which he referred to a proposed LNG precinct to the north of Broome and stated -
 - "...we are proceeding in developing an LNG precinct to the north of Broome. That's not the spectacular part of the Kimberley coast, it's flat tableland, no people living within probably 30 or 40 kilometres of the area.That's important, we're trying to do that by negotiation, the timetable is the end of this month. If we can't do it by negotiation, the State will resume the land. I'll do that reluctantly, but we will do it. We will not hold up economic development and we will not deny the people of the Kimberley and particularly the Aboriginal people the opportunity from some economic independence and some economic security."
- (2) This House calls on the Premier to -
 - (a) explain how he can claim to be negotiating in good faith when he put on public record that if he doesn't get a negotiated outcome he will resume the land to develop an LNG precinct to the north of Broome; and
 - (b) explain why he is presenting a veiled threat to indigenous people in respect of this matter and whether this is a sign of things to come.

7. Freedom of Information Process (Notice given 18 March 2009)

Hon Ljiljanna Ravlich: To move -

That this House condemns the Premier for failing to honour his election commitment to review the manner in which Departments are administering the Freedom of Information (FOI) process, to ensure that the Government is accountable and open in accordance with the spirit of the FOI Act and calls on the Premier to explain why he has allowed a culture of arrogance, secrecy and of deliberately keeping information from the public to develop among his Cabinet Ministers when dealing with FOI requests.

8. Fremantle Port - Lead Export (*Notice given 18 March 2009*)

Hon Sally Talbot: To move -

- (1) That this House condemns the Minister for Environment and the Minister for Mines for their lack of openness and accountability in relation to their decision to allow lead to be transported through 22 suburbs in the metropolitan area on its way to Fremantle and calls on both Ministers to explain why they have not made all details in relation to lead shipments public.
- (2) That this House also calls on the Minister for Environment to explain why, since environmental approval was given by her for Magellan Metals to transport containerised lead carbonate through suburbs to the Fremantle Port, so little has been revealed to the thousands of families living in and around suburbs along the proposed transport route.

9. Lobbyists Register (*Notice given 18 March 2009*)

Hon Ljiljanna Ravlich: To move -

That this House condemns the Premier for breaking a key election commitment on accountability by not introducing legislation to create a public register for lobbyists in his first 100 days of government, and calls on the Premier to explain –

- (a) why he has not met this commitment and when will he introduce legislation to create a public register for lobbyists;
- (b) how the proposed legislation will be applied to different classes of lobbyists, consultants, consultant-lobbyists, in-house corporate consultants and in-house lobbyists employed by organizations;
- (c) what are the registration requirements for lobbyists before being permitted to be on the register -
 - (i) business registration details;
 - (ii) names of owners;
 - (iii) partner and major shareholders; and
 - (iv) names and positions of those employed and the names of their clients;
- (d) what is the set of principles of ethical conduct relating to a lobbyist before being placed on the register;

- (e) what will be the reporting requirements of lobbyists, including but not limited to -
 - (i) what has to be reported;
 - (ii) when it has to be reported;
 - (iii) who will lobbyists be required to report to; and
 - (iv) whether or not any lobbyists will be banned from being placed on the register and who they might be;
- (f) the means by which a lobbyist can be removed from the Register;
- (g) the appeal mechanisms for a lobbyist who is removed from the register; and
- (h) the frequency that the code will be reviewed and who will have the responsibility for such a function.

10. Public Sector Expenditure - New Government Agencies (Notice given 18 March 2009)

Hon Ljiljanna Ravlich: To move -

- (1) That this House condemns the Premier as Minister for Public Sector Management for wasting taxpayers' money in creating new government agencies, boards, committees and taskforces, at the same time as asking agencies to find savings of three percent resulting in the cuts to front-line services in health, education and law and order.
- (2) That this House calls on the Premier to explain why a three percent savings target is not a "big ask" for government agencies, as he stated to the recent Committee for Economic Development Australia conference, given that the 2009-2010 mid-year review projected no savings and an expense growth of 13%.

11. Ministerial Offices - Staffing (*Notice given 18 March 2009*)

Hon Ljiljanna Ravlich: To move -

That this House condemns the Premier and his Ministers for breaking the Premier's promise on the staffing cap in ministerial offices and calls on the Premier to explain how he can expect government agencies to cap their staff numbers while at the same time he condones the growth in staff numbers in ministerial offices, and calls on the Premier to -

- (a) reaffirm his commitment to the promise he made during the election campaign to cap the number of staff in ministerial offices at 150 full time equivalent; and
- (b) explain why he is amongst the worst offenders with his current staffing level of 17 employees and a driver rather than the 8.8 FTEs that he is entitled to under his own election promise.

12. Media Consultant Appointments (*Notice given 18 March 2009*)

Hon Ljiljanna Ravlich: To move -

That this House condemns the Premier as the Minister for Public Sector Management for using tender arrangements as a way of hiring a media consultant for more than a year on a six figure salary, while avoiding the scrutiny of the public sector staffing cap, thereby making a mockery of his promise to cut public spending on both media and consultants; and calls on the Premier to explain -

- (a) why he is hiring consultants to promote the Liberal Party at a time when he is cutting staff in crucial areas such as health, education, and law and order;
- (b) why he is hiring consultants at the same time as the Treasurer announced cuts to Government spending on both marketing and media and the use of consultants in the Mid-Year Review in December;

- (c) why Coulter Consulting has been engaged using a tender on a three month \$25,344 contract, with the Government having an option to keep extending the contract until April 2010, given that the Government recently appointed, as Head of the Government Media Office (GMO), Mr Paul Plowman; and
- (d) whether or not he has lost confidence in Mr Plowman, who was hired to run the GMO on a six figure salary on the basis that he is a highly qualified media professional.

13. Small Business Development Corporation (Notice given 19 March 2009)

Hon Ljiljanna Ravlich: To move -

- (1) That this House calls on the Minister for Commerce and the Minister for Regional Development to make public their positions on the future of the Small Business Development Corporation (SBDC), in light of the uncertainty in the small business community and given the Chamber of Commerce and Industry's position as outlined in their 2009/10 pre-budget submission to Government which states that -
 - "The Chamber of Commerce and Industry (CCI) believes that there are significant opportunities for the core functions of the SBDC to be absorbed by other agencies."
- (2) That this House calls on the Minister for Commerce and the Minister for Regional Development to -
 - (a) allay the concern of the small business sector and guarantee that the SBDC will not be privatised in full or part or carved up and its functions distributed to other agencies as part of the Government's three per cent efficiency dividend; and
 - (b) confirm that the future of the small business centres around the state is assured and that they will not be privatised in full or part or carved up and their functions distributed to other agencies as part of the Government's three per cent efficiency dividend.

14. Government Training Policy (*Notice given 19 March 2009*)

Hon Ljiljanna Ravlich: To move -

That this House condemns the Minister for Training for his failure to produce a training policy and calls on the Minister to outline what he will do to assist industry and Western Australian workers who have been adversely impacted by the global financial crisis, and calls on the Minister to outline -

- (a) his Government's policies to deal with the impact of the global financial crisis on workers who lose their jobs and need retraining;
- (b) how many training places will be delivered to apprentices and trainees over four years;
- (c) how many training places will be delivered in green skills areas;
- (d) how much funding will be allocated by the State Government to retraining retrenched workers across the state;
- (e) how much funding will be allocated to VET in schools; and
- (f) what is the Government's plan for training infrastructure in Western Australia.

15. Government Small Business Policy (Notice given 19 March 2009)

Hon Ljiljanna Ravlich: To move -

- (1) That this House condemns the Minister for Commerce for his failure to produce a small business policy and calls on the Minister to outline what he will do to assist small businesses and Western Australian workers who have been adversely impacted by the global financial crisis.
- (2) That this House calls on the Minister to explain -
 - (a) his Government's policies to deal with the impact of the global financial crisis on small business and the thousands of workers who lose their jobs and require retraining;
 - (b) what strategies he has put in place to protect small business and their workers;
 - (c) what practical assistance is available to small businesses that go bust and the thousands of workers who lose their jobs; and
 - (d) why he has been asleep at the wheel whilst small business in Western Australia go under.

16. Government Tourism Policy (*Notice given 10 March 2009*)

Hon Ljiljanna Ravlich: To move -

- (1) That this House condemns the Minister for Tourism for her failure to produce a tourism policy at a time of economic uncertainty and calls on the Minister to outline what she will do to assist tourism businesses and Western Australian workers who are adversely impacted by the global financial crisis.
- (2) That this House calls on the Minister to explain -
 - (a) her Government's policies to deal with the impact of the global financial crisis on tourism operators in Western Australia and the thousands of workers that are being retrenched in the tourism and hospitality sector;
 - (b) what strategies she has put in place to protect small business and their workers;
 - (c) what practical assistance is available to tourism operators that go bust and the thousands of workers who lose their jobs; and
 - (d) why she has been asleep at the wheel whilst tourism operators in Western Australia go under.

17. Review of TAFEWA Operations (*Notice given 19 March 2009*)

Hon Ljiljanna Ravlich: To move -

That this House calls on the Minister for Training to provide information to the House on the review of TAFEWA operations, which will among other things, be giving consideration to the level of independence required by TAFE Colleges and the manner in which Colleges can improve and streamline the way business is conducted and asks the Minister to explain -

- (a) who is undertaking this review;
- (b) what are the terms of reference for the review and the timeline for completion;
- (c) why he has been secretive about the review by not announcing it but rather letting it slip under the radar;

- (d) why he was selective in which stakeholders he wrote to about the review in December and why he did not inform the whole sector; and
- (e) why he has not allayed the concerns of the training sector that TAFE colleges will have to contest with each other, be privatised or have their functions contracted out.

18. Metropolitan Region Scheme Amendments Nos 1127/41, 1128/41, 1129/41 and 1130/41 Baldivis Urban Expansion Area, City of Rockingham (Notice given 8 April 2009)

Hon Kim Chance: To move -

That the *Metropolitan Region Scheme Amendments* 1127/41, 1128/41, 1129/41 and 1130/41 published in the *Gazette* on 3 December 2008 and tabled in the Legislative Council on 9 December 2008 under the *Planning and Development Act* 2005, be and are hereby disallowed. (Tabled paper 411).

19. Rescission of Vote - The Cliffe (*Notice given 8 April 2009*)

Hon Giz Watson: To move -

That the vote passed by this House on 29 May 2008 on the removal of *The Cliffe* from the Register of Heritage Places following a motion by Hon Peter Collier is hereby rescinded and consequent thereon that the Legislative Assembly Message No. 323 of 14 May 2008 be listed for debate.

20. Select Committee into the Police Raid on the Sunday Times (Notice given 9 April 2009)

Hon George Cash: To move -

That Recommendation No. 6 of the First Report of the Select Committee into the Police Raid on the *Sunday Times* be adopted and agreed to.

MOTIONS FOR DISALLOWANCE

1. Shire of Bridgetown-Greenbushes - Standing Orders Local Law 2008 (Notice given 8 April 2009 moves pro forma on Wednesday, 6 May 2009)

Hon Kim Chance: To move -

That the *Shire of Bridgetown-Greenbushes - Standing Orders Local Law 2008* published in the *Gazette* on 14 November 2008 and tabled in the Legislative Council on 27 November 2008 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled paper 377).

2. Community Protection (Offender Reporting) Amendment Regulations (No. 2) 2008 (Notice given 8 April 2009 moves pro forma on Wednesday, 6 May 2009)

Hon Kim Chance: To move -

That the *Community Protection (Offender Reporting) Amendment Regulations (No. 2) 2008* published in the *Gazette* on 14 November 2008 and tabled in the Legislative Council on 27 November 2008 under the *Community Protection (Offender Reporting) Act 2004*, be and are hereby disallowed. (Tabled paper 378).

BILLS FOR INTRODUCTION

1. Genetically Modified Crops Free Areas Repeal Bill 2009 (Notice given 1 April 2009)

Hon Anthony Fels: To move -

That a Bill for "An Act to repeal the *Genetically Modified Crops Free Areas Act 2003*." be introduced and read a first time.

2. Prostitution Amendment Act Repeal Bill 2009 (Notice given 2 April 2009)

Hon Anthony Fels: To move -

That a Bill for "An Act to repeal the *Prostitution Amendment Act 2008.*" be introduced and read a first time.

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.

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).

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).

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."

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).

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).

25. Water Services Licensing (Water Conservation Target) Amendment Bill 2008 [LC 025-1] Hon Paul Llewellyn

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).

28. Daylight Savings Amendment Bill 2009 [LC 040-1] Hon Anthony Fels

Second reading adjourned (Wednesday, 1 April 2009).

29. *Referendums (Implementation of Result) Amendment Bill 2009 [LC 039-1] Hon Anthony Fels

Second reading adjourned (Wednesday, 1 April 2009). cf SNP 39 Issue 1 - 2 April 2009.

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

Second reading adjourned (Tuesday, 7 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).

34. *Procedure and Privileges Committee - Report No. 19 - Petition for Relief - Noel Crichton-Browne (Moved 3 December 2008)

Resumption of debate adjourned Hon Bruce Donaldson (Wednesday, 3 December 2008), on the motion of Hon George Cash as follows -

That the Report do lie upon the Table and be printed and adopted and agreed to.

See Standing Committee on Procedure and Privileges Report No. 19 (Tabled 3 December 2008).

35. *Standing Committee on Uniform Legislation and Statutes Review - Report No. 19 - Administrative Practices and Procedures and Parliamentary Processes involving Treaties entered into, or proposed to be entered into, by the Commonwealth (Notice given 13 November 2008)

Hon Sheila Mills: To move -

That Recommendation 3 of the Nineteenth Report of the Standing Committee on Uniform Legislation and Statutes Review in relation to the Administrative Practices and Procedures and Parliamentary Processes involving Treaties entered into, or proposed to be entered into, by the Commonwealth, be adopted and agreed to. See Standing Committee on Uniform Legislation and Statutes Review Report No. 9 (Tabled 26 July 2007)

***Standing Committee on Estimates and Financial Operations - Report No. 16 - Public Sector Inquiry - Interim Report** (Moved 7 April 2009)

Resumption of debate adjourned Leader of the House (Tuesday, 7 April 2009), on the motion of Hon Giz Watson as follows -

That the Report do lie upon the Table and be adopted and agreed to. See Tabled paper No. 650

37. Australian Training Awards - Ministerial Statement *Minister for Training (Given 27 November 2008)*

Consideration.

38. Esperance - Lead Contamination Clean-Up - Ministerial Statement and Tabled Paper *Minister for Transport (Given 3 December 2008)*

Consideration. See Tabled paper No. 405.

39. Metropolitan Regional Scheme Amendments Nos 1127/41, 1128/41, 1129/41 and 1130/41
 Baldivis Urban Area - Ministerial Statement and Tabled Paper Minister for Child Protection representing the Minister for Planning (Given 9 December 2008)

Consideration. See Tabled papers Nos 411A-D and 412A-E.

40. Department of Planning and Infrastructure - Licensing Information provided to Wilson Parking and Westralia Airports Corporation - Ministerial Statement and Tabled Paper Minister for Transport (Given 9 December 2008)

Consideration. See Tabled paper No. 423.

41. Vocational Education and Training - Ministerial Statement *Minister for Training (Given 12 March 2009)*

Consideration.

42. Quarterly Financial Results Report - Ministerial Statement and Tabled PaperParliamentary Secretary representing the Treasurer (Given 12 March 2009)

Consideration. See Tabled paper No. 435.

43. Metropolitan Region Scheme Amendment No. 1074/33 - Leighton Beach and Environs - Ministerial Statement and Tabled Paper Minister for Child Protection representing the Minister for Planning (Given 18 March 2009)

Consideration. See Tabled papers Nos 585 and 586.

44. Kimberley Science and Conservation Strategy - Ministerial Statement *Minister for Environment (Given 18 March 2009)*

Consideration.

45. TAFEWA Colleges - Governance and Accountability - Ministerial Statement Minister for Training (Given 31 March 2009)

Consideration.

46. Taxi - Optional Extension of Peak Period Operating Hours Trial - Ministerial Statement and Tabled Paper *Minister for Transport (Given 31 March 2009)*

Consideration. See Tabled paper No. 631.

47. Fatalities at BHP Billiton Iron Ore sites - Ministerial Statement *Minister for Mines and Petroleum (Given 1 April 2009)*

Consideration.

- **48. Synergy Offshore Jobs Ministerial Statement** *Minister for Energy (Given 2 April 2009)* Consideration.
- **49.** Cost of Living Rebate Scheme Ministerial Statement and Tabled Paper Minister for Seniors and Volunteering (Given 2 April 2009)

Consideration. See Tabled paper No. 641.

50. Minerals and Petroleum - Exploration Incentive Scheme - Ministerial Statement *Minister for Mines and Petroleum (Given 7 April 2009)*

Consideration.

51. Northbridge Project - Ministerial Statement *Minister for Child Protection (Given 7 April 2009)*

Consideration.

Series of the Mines Safety and Inspection Act 1994 - Ministerial Statement and Tabled Paper *Minister for Mines and Petroleum (Given 8 April 2009)*

Consideration. See Tabled paper No. 675.

53. WA Training Sector Response to Economic Downturn - Ministerial Statement and Tabled Paper Minister for Training (Given 8 April 2009)

Consideration. See Tabled paper No. 676.

CONSIDERATION OF COMMITTEE REPORTS

1. Standing Committee on Estimates and Financial Operations - Report No. 12 - Balga Works Program (Tabled 29 May 2008)

Continuation of remarks Minister for Energy (Thursday, 2 April 2009) on the motion that the report be noted. *See Tabled paper No. 4019*.

2. Standing Committee on Environment and Public Affairs - Report No. 11 - Annual Report 2007 (Tabled 27 February 2008)

Consideration. See Tabled paper No. 3729.

3. Standing Committee on Environment and Public Affairs - Report No. 12 - Overview of Petitions - Committee Report (Tabled 19 March 2008)

Consideration. See Tabled paper No. 3811.

4. Standing Committee on Environment and Public Affairs - Report No. 15 - Annual Report 2008 (Tabled 19 March 2009)

Consideration. See Tabled paper No. 596.

5. Standing Committee on Estimates and Financial Operations - Report No. 15 - Annual Report 2008 (Tabled 19 March 2009)

Consideration. See Tabled paper No. 597.

6. Joint Standing Committee on the Corruption and Crime Commission - Report No. 2 - Report on the Relationship Between the Parliamentary Inspector and the Commissioner of the Corruption and Crime Commission (Tabled 19 March 2009)

Consideration. See Tabled paper No. 598.

7. Joint Standing Committee on Delegated Legislation - Report No. 28 - Local Laws Regulating Signs and Advertising Devises (Tabled 2 April 2009)

Consideration. See Tabled paper No. 642.

8. Joint Standing Committee on Delegated Legislation - Report No. 29 - City of Armadale - Signs Amendment Local Law 2008 (Tabled 2 April 2009)

Consideration. See Tabled paper No. 643.

9. Standing Committee on Estimates and Financial Operations - Report No. 17 - Budget Estimates 2007/08 - Committee Report (Tabled 9 April 2009)

Consideration. See Tabled paper No. 690.

MATTERS REFERRED TO COMMITTEES

Standing Committee on Legislation - State Administrative Tribunal (Referred 11 November 2008)

On the motion of Leader of the House as follows -

That under the *State Administrative Tribunal Act 2004*, section 173(b), the function of conducting an inquiry into the jurisdiction and operation of the State Administrative Tribunal be conferred upon the Standing Committee on Legislation.

Now stands referred to the Standing Committee on Legislation. Hon George Cash is substitute for the Hon Helen Morton.

2. Select Committee into the Appropriateness of Powers and Penalties for Breaches of Parliamentary Privilege and Contempts of Parliament - Establishment (Established 12 November 2008)

On the motion of Leader of the House as follows -

That a select committee of 6 members be appointed to -

- (1) Inquire into and report on the appropriateness of the powers and penalties provided for in the *Parliamentary Privileges Act 1891* and *The Criminal Code* in respect to breaches of parliamentary privilege and contempts of Parliament.
- (2) The Select Committee have access to all documents, evidence and other material possessed, obtained, or controlled by the previous Select Committee.
- (3) The committee is to report to the House no later than 5 May 2009.

Extension of reporting date granted to Thursday, 7 May 2009 (7 April 2009).

GOVERNMENT RESPONSES

Committee Minister Due Date Joint Standing Committee Minister for Planning 2 August 2009 on **Delegated Legislation** Minister for Housing and Works Report 28, Local Laws Regulating Minister for Local Government Signs and Advertising Devices. Tabled 2 April 2009. TP#642 Joint Standing Committee Minister for Local Government 2 August 2009 on **Delegated Legislation** Report 29, City of Armadale - Signs Amendment Local Law 2008. Tabled 2 April 2009. TP#643 Select Committee into the Police Raid Premier 9 August 2009 on the Sunday Times Minister for Police Report 1, Select Committee into the Attorney General Police Raid on the Sunday Times Treasurer Tabled 9 April 2009. TP#689

MALCOLM PEACOCK

Clerk of the Legislative Council

^{*} For amendments see Supplementary Notice Paper and/or Committee Report For a list of all Petitions tabled see cumulative Tabled Paper list.