

WESTERN AUSTRALIA

LEGISLATIVE COUNCIL

MINUTES OF PROCEEDINGS

No. 227

WEDNESDAY, 21 OCTOBER 2020

1. Meeting of Council

The Council assembled at 1.00pm pursuant to order.

The President, Hon Kate Doust, took the Chair.

Prayers and an Acknowledgement of Country were read.

2. Ministerial Statement — Asian Renewable Energy Hub

The Minister for Regional Development made a Ministerial Statement with respect to the environmental approval for the first stage of the Asian Renewable Energy Hub Project.

3. Recruiting Agricultural and Hospitality Skilled Workers in Regional Western Australia

Motion No. 3 having been called, Hon Colin de Grussa, pursuant to notice, moved —

That this House —

- (a) notes the current impact and future issues with recruiting agricultural and hospitality skilled workers in regional Western Australia;
- (b) calls on the State Government to provide transparency on its plans to ensure skilled workers in these sectors are available as soon as possible; and
- (c) discusses strategies to improve the availability and reliability of such workers to strengthen the resilience and populations of regional Western Australia.

Debate ensued.

Motion — put and passed.

4. Consideration of Committee Reports

Pursuant to order for the consideration of Committee Reports.

In Committee

(Hon Adele Farina in the Chair)

Select Committee into Mining on Pinjin Station — Final Report — Inquiry into Mining on Pinjin Station

Debate resumed on the motion of Hon Kyle McGinn, That the Report be noted.

Pursuant to Temporary Order 4, consideration of the report was postponed.

The Acting President resumed the Chair.

The Chair of Committees reported that the Committee of the Whole House had considered the —

Select Committee into Mining on Pinjin Station — Final Report — *Inquiry into Mining on Pinjin Station*, made progress, and postponed further consideration until the next sitting.

Report adopted.

5. Order of Business

Ordered — That Orders of the Day Nos 1, *Local Government (Rules of Conduct) Amendment Regulations 2020 — Disallowance*, 2, *Local Government (Rules of Conduct) Amendment Regulations 2020 — Disallowance*, 3, *Local Government (Rules of Conduct) Amendment Regulations 2020 — Disallowance*, 4, *Shire of Narembeen Cemeteries Local Law 2020 — Disallowance*, 5, *Shire of Narembeen Fencing Local Law 2020 — Disallowance*, 6, *Curtin University Statute No. 12 — Admission and Enrolment — Disallowance*, 7, *Curtin University Statute No. 5 — Election of Council Members — Disallowance*, 8, *Mines and Petroleum Regulations Amendment (Fees and Charges) Regulations 2020 — Disallowance*, and 9, *Animal Welfare (Transport, Saleyards and Depots) (Cattle and Sheep) Regulations 2020 — Disallowance*, be taken after Order of the Day No. 37, *Criminal Law (Unlawful Consorting) Bill 2020*. (Minister for Environment).

6. Order of Business

Ordered — That Order of the Day No. 10, *Estimates of Revenue and Expenditure — Consolidated Account Estimates 2020-2021*, be taken after Order of the Day No. 34, *Safety Levies Amendment Bill 2019*. (Minister for Environment).

7. Work Health and Safety Bill 2019 and Safety Levies Amendment Bill 2019

The Orders of the Day for the further consideration of these Bills, in Committee of the Whole House, having been read.

The Deputy President left the Chair.

In Committee

(Hon Simon O'Brien in the Chair)

Safety Levies Amendment Bill 2019

Clause 1.

Debate ensued.

Clause agreed to.

Clause 2.

Debate ensued.

8. Questions Without Notice

Questions without notice were taken.

The Minister for Education and Training tabled the Department of Education's policy and procedures for criminal history screening, in response to a question without notice asked by Hon Donna Faragher. (Tabled Paper 4504).

9. Work Health and Safety Bill 2019 and Safety Levies Amendment Bill 2019

Resumption of consideration of this Bill in Committee of the Whole House (*see item 7 above*).

The President left the Chair.

In Committee

(Hon Simon O'Brien in the Chair)

Safety Levies Amendment Bill 2019

Clause 2.

Debate resumed.

The Minister for Regional Development representing the Minister for Industrial Relations moved —
That the Legislative Assembly be requested to make the following amendment:
Page 2, line 7 — To insert after “Royal Assent”:

(assent day)

Debate ensued.

Requested amendment agreed to.

Debate resumed.

The Minister for Regional Development representing the Minister for Industrial Relations moved —
That the Legislative Assembly be requested to make the following amendment:
Page 2, after line 10 — To insert:

- (2) However, if the *Work Health and Safety Act 2019* Part 15 does not come into operation before the end of the period of 10 years beginning on assent day, this Act is repealed on the day after that period ends.

Requested amendment agreed to.

The Minister for Regional Development representing the Minister for Industrial Relations moved, without notice —

That a message be transmitted to the Legislative Assembly to request that the Legislative Assembly make the amendments requested by the Legislative Council at Clause 2 of the *Safety Levies Amendment Bill 2019*.

Debate ensued.

Question — put and passed.

The Minister for Regional Development representing the Minister for Industrial Relations moved, That the Chair report progress and seek to sit again.

Question — put and passed.

The Acting President resumed the Chair.

The *Work Health and Safety Bill 2019* reported with amendments, and amendments to the long title.

The Chair of Committees reported that the Committee of the Whole House had considered the *Safety Levies Amendment Bill 2019*, made progress, and resolved to request the Legislative Assembly to make the amendments to the *Safety Levies Amendment Bill 2019* as follows —

Clause 2.

Page 2, line 7 — To insert after “Royal Assent”:

(assent day)

Page 2, after line 10 — To insert:

- (2) However, if the *Work Health and Safety Act 2019* Part 15 does not come into operation before the end of the period of 10 years beginning on assent day, this Act is repealed on the day after that period ends.

The Minister for Regional Development representing the Minister for Industrial Relations, by leave, moved, That the report on the *Safety Levies Amendment Bill 2019* be adopted.

Report adopted.

Legislative Assembly acquainted accordingly.

The Minister for Regional Development representing the Minister for Industrial Relations, by leave, moved, That the report on the *Work Health and Safety Bill 2019* be adopted.

Report adopted.

The Minister for Regional Development representing the Minister for Industrial Relations moved, without notice —

That so much of Standing Orders be suspended so as to enable the *Work Health and Safety Bill 2019* to be read a third time.

The motion requiring the concurrence of an absolute majority.

Question — put.

The Acting 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.

The Minister for Regional Development representing the Minister for Industrial Relations moved, That the Bill be read a third time.

The Acting President announced that the Chair of Committees had certified that this was a true copy of the Bill as agreed to in Committee of the Whole House and reported.

Debate ensued.

Question — put and passed.

Bill read a third time and passed.

10. Estimates of Revenue and Expenditure — Consolidated Account Estimates 2020–2021

The Order of the Day having been read for the adjourned debate on the motion of the Minister for Environment representing the Treasurer as follows —

That pursuant to Standing Order 69(1) the Legislative Council take note of Tabled Paper 4389A-D (2020–2021 Budget Statements), laid upon the Table of the House on Thursday, 8 October 2020.

Debate resumed.

Interruption pursuant to order.

11. Members' Statements

Statements were taken.

12. Adjournment

The Council adjourned at 6.56pm until Thursday, 22 October 2020 at 10.00am.

Members present during the day's proceedings

Attendance: Present all Members except Hon Jacqui Boydell.

NIGEL PRATT
Clerk of the Legislative Council

HON KATE DOUST MLC
President of the Legislative Council