

LEGISLATIVE COUNCIL

MINUTES OF PROCEEDINGS

No. 116

TUESDAY, 21 NOVEMBER 2006

1. Meeting of Council

The Council assembled at 3.00pm pursuant to order.

The President, Hon Nick Griffiths, took the Chair and read prayers.

2. Message from the Lieutenant Governor and deputy of the Governor - Assent to Bills

The President reported the receipt of a Message from the Lieutenant Governor and deputy of the Governor assenting to the following Bills -

16 November 2006 - Message No. 52	Act No.
Parliamentary Legislation Amendment Bill 2006	56 of 2006
Criminal and Found Property Disposal Bill 2005	57 of 2006
Criminal Investigation Bill 2005	58 of 2006
Criminal Investigation (Consequential Provisions) Bill 2005	59 of 2006
Land Information Authority Bill 2006	60 of 2006

3. Papers

The following Papers were laid on the Table by -

President

Reports -

Public Sector Standards Commissioner, Office of the [OPSSC] - Ten Year Review -
Report No. 3 (November 2006)..... 2240

Minister for Local Government and Regional Development

Local Laws -

Bush Fires Act 1954 (Shire of Yalgoo - Bush Fire Brigades Local Law 2006 G.G. 07/11/2006) 2241
Cemeteries Act 1986 (Shire of Yalgoo - Cemetery Local Law 2006 G.G. 07/11/2006)..... 2242
Dog Act 1976 (City of Geraldton Dogs Amendment Local Law 2006 G.G. 10/11/2006 and Shire of
Yalgoo - Dogs Local Law 2006 G.G. 07/11/2006) 2243
Local Government Act 1995 (Shire of Yalgoo - Fencing Local Law 2006 G.G. 07/11/2006 and
Shire of Yalgoo - Local Government Property Local Law 2006 G.G. 07/11/2006)..... 2244

Regulations -

Construction Industry Portable Paid Long Service Leave Act 1985 (Construction Industry Portable Paid Long Service Leave Amendment Regulations 2006 G.G. 07/11/2006).....	2245
Fish Resources Management Act 1994 (Fish Resources Management Amendment Regulations (No. 6) 2006 G.G. 10/11/2006 and Fish Resources Management Amendment Regulations (No. 8) 2006 G.G. 10/11/2006).....	2246

4. Standing Committee on Estimates and Financial Operations - Sixth Report - Financial Management Bill 2006, Financial Legislation Amendment and Repeal Bill 2006 and Auditor General Bill 2006

Hon Giz Watson presented the Sixth Report of the Standing Committee on Estimates and Financial Operations in relation to the *Financial Management Bill 2006*, *Financial Legislation Amendment and Repeal Bill 2006* and *Auditor General Bill 2006*. (Tabled paper 2247).

Hon Giz Watson moved, That the Report do lie upon the Table and be printed.

Question - put and passed.

5. Order of Business

Ordered - That Orders of the Day Nos 321, *Contaminated Sites Regulations 2006 - Disallowance*, 322, *Western Australian College of Teaching Election Rules 2006 - Disallowance*, 330, *Fair Trading (Product Information Standard) Amendment Regulations 2006 - Disallowance*, 331, *Strata Titles General Amendment Regulations (No 4) 2006 - Disallowance*, be taken after Order of the Day No. 300, *Sunset Hospital Site Bill 2006*. (Leader of the House).

6. Daylight Saving Bill (No. 2) 2006

The Order of the Day having been read for the third reading of this Bill.

The Hon Peter Collier moved, That the Bill be now read a third time.

The President having reported that the Chairman of Committees had certified that the fair print of the Bill was in accordance with the Bill as agreed to in Committee, and reported.

Debate ensued.

Question - put.

The House divided.

Ayes (21)

Hon Shelley Archer	Hon Paul Llewellyn
Hon Matt Benson-Lidholm	Hon Sheila Mills
Hon George Cash	Hon Helen Morton
Hon Peter Collier	Hon Simon O'Brien
Hon Kate Doust	Hon Louise Pratt
Hon Sue Ellery	Hon Ljiljanna Ravlich
Hon Donna Faragher	Hon Barbara Scott
Hon Adele Farina	Hon Sally Talbot
Hon Jon Ford	Hon Giz Watson
Hon Graham Giffard	Hon Ed Dermer (<i>Teller</i>)
Hon Ray Halligan	

Noes (10)

Hon Ken Baston
 Hon Vincent Catania
 Hon Kim Chance
 Hon Murray Criddle
 Hon Anthony Fels

Hon Nigel Hallett
 Hon Barry House
 Hon Robyn McSweeney
 Hon Norman Moore
 Hon Bruce Donaldson (*Teller*)

Question thus passed.

Bill read a third time and passed.

7. Liquor and Gaming Legislation Amendment Bill 2006

The Order of the Day having been read for the adjourned debate on the second reading of this Bill.

Debate resumed.

8. Questions Without Notice

Questions without notice were taken.

The Parliamentary Secretary representing the Minister for Planning and Infrastructure tabled, and by leave incorporated into Hansard, an answer in relation to details of the Cervantes public jetty, in response to a question without notice asked by Hon George Cash. (Tabled paper 2248).

9. Liquor and Gaming Legislation Amendment Bill 2006

Debate resumed on the second reading of this Bill (cf item 7 above).

Question - put and passed.

Bill read a second time.

The Deputy President left the Chair.

In Committee

(Hon George Cash in the Chair)

Clause 1.

Debate ensued.

Clause agreed to.

Clauses 2 to 10 agreed to.

Clause 11.

Debate ensued.

Clause agreed to.

Clause 12 agreed to.

Clauses 13 to 21 agreed to.

Clause 22.

Debate ensued.

Clause agreed to.

Clauses 23 to 26 agreed to.

Clause 27.

Hon Giz Watson moved -

Page 28, line 15 — To insert after “Minister,” —

“

the Parliamentary Commissioner for Administrative Investigations appointed under section 5 of the *Parliamentary Commissioner Act 1971*, the Corruption and Crime Commission established under the *Corruption and Crime Commission Act 2003*, the Parliamentary Inspector of the Corruption and Crime Commission appointed under the *Corruption and Crime Commission Act 2003*,

”

Debate ensued.

Amendment - put and passed.

Clause, as amended, agreed to.

Clauses 28 to 33 agreed to.

Clause 34.

Hon Giz Watson moved -

Page 36, line 18 — To delete “120” and insert instead —

“ 80 ”.

Debate ensued.

Amendment - put.

The Committee divided.

Ayes (4)

Hon Murray Criddle
Hon Paul Llewellyn

Hon Giz Watson
Hon Bruce Donaldson (*Teller*)

Noes (21)

Hon Shelley Archer
Hon Matt Benson-Lidholm
Hon George Cash
Hon Peter Collier
Hon Kate Doust
Hon Donna Faragher
Hon Adele Farina
Hon Jon Ford
Hon Graham Giffard
Hon Nigel Hallett
Hon Ray Halligan

Hon Barry House
Hon Robyn McSweeney
Hon Sheila Mills
Hon Norman Moore
Hon Helen Morton
Hon Louise Pratt
Hon Ljiljanna Ravlich
Hon Barbara Scott
Hon Ken Travers
Hon Ed Dermer (*Teller*)

Amendment thus negatived.

The Hon Barry House moved -

Page 36, lines 19 to 21 - To delete the lines.

Debate ensued.

Amendment - put.

The Committee divided.

Ayes (14)

Hon George Cash
 Hon Peter Collier
 Hon Murray Criddle
 Hon Donna Faragher
 Hon Nigel Hallett
 Hon Ray Halligan
 Hon Barry House

Hon Paul Llewellyn
 Hon Robyn McSweeney
 Hon Norman Moore
 Hon Helen Morton
 Hon Barbara Scott
 Hon Giz Watson
 Hon Bruce Donaldson (*Teller*)

Noes (11)

Hon Shelley Archer
 Hon Matt Benson-Lidholm
 Hon Kate Doust
 Hon Adele Farina
 Hon Jon Ford
 Hon Graham Giffard

Hon Sheila Mills
 Hon Louise Pratt
 Hon Ljiljanna Ravlich
 Hon Ken Travers
 Hon Ed Dermer (*Teller*)

Amendment thus passed.

Debate ensued.

The Minister for Education and Training moved that further debate on Clause 34 be postponed until after Clause 117.

Question - put and passed.

Clauses 35 to 37 agreed to.

Clause 38.

The Minister for Education and Training moved that Clause 38 be postponed until after Clause 117.

Debate ensued.

Question - put and passed.

Clause 39 agreed to.

Clause 40.

Debate ensued.

Interruption pursuant to Sessional Order.

10. Members' Statements

Members' statements were taken.

11. Adjournment

The House adjourned at 9.56pm until Wednesday, 22 November 2006 at 2.00pm.

Members present during the day's proceedings

Attendance: Present all Members except Hon Margaret Rowe.

MALCOLM PEACOCK
 Acting Clerk of the Legislative Council

HON NICK GRIFFITHS
 President of the Legislative Council