

WESTERN AUSTRALIA

## LEGISLATIVE COUNCIL

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### MINUTES OF PROCEEDINGS

No. 18

THURSDAY, JUNE 28 2001

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**1. Meeting of Council**

The Council assembled at 11.00am pursuant to order.

The President, Hon John Cowdell, took the Chair and read prayers.

**2. Standing Committee on Legislation - Second Report - Co-operative Schemes (Administrative Actions) Bill 2001 and the Agricultural and Veterinary Chemicals (Western Australia) Amendment Bill 2001**

Hon Jon Ford presented the Second Report of the Standing Committee on Legislation in relation to the *Co-operative Schemes (Administrative Actions) Bill 2001* and the *Agricultural and Veterinary Chemicals (Western Australia) Amendment Bill 2001*. (Table paper 448).

Hon Jon Ford moved, That the Report do lie upon the Table and be printed.

Question - put and passed.

**3. Local Government Amendment (Electoral Provisions) Bill 2001**

Hon Robin Chapple: To move on the next day of sitting -

That a Bill for "An Act to amend the electoral system under the *Local Government Act 1995*" be introduced and read a first time.

**4. Waste Management - Impact on Health**

Motion No. 4 having been called.

Hon Jim Scott, on behalf of Hon Giz Watson, continued his introductory remarks in moving the following motion -

That this House notes the significant problems arising in the area of waste management including the impacts on health, remediation of sites contaminated by inappropriate disposal of waste and the siting of waste facilities.

*Point of Order*

Hon Ljiljana Ravlich raised the following Point of Order -

I seek clarification as to whether the term "bullduster" is acceptable in this Chamber or whether it is unparliamentary in relation to any person?

*Deputy President's Ruling*

The Deputy President ruled as follows -

A lot of words are accepted in this Chamber that some Members would consider to be unparliamentary. However, certain words are considered by the House, and have been ruled to be, absolutely unparliamentary. As is always the case, it depends on the context in which the word is used. It has not been the case in the past that the word "bullbuster" has been considered to be unparliamentary. Derivatives of that word have certainly been held to be unparliamentary, but for the time being, and given the context in which it was said, it is not unparliamentary.

Debate resumed.

*Interruption of Debate* [SO 195].

## **5. Statement by President - Community Drug Summit**

The President made the following Statement -

Members are no doubt aware that the Government has convened a Community Drug Summit that will meet on Monday, August 13 and conclude on the following Friday, August 17. The Presiding Officers have agreed to the use of Parliament House as the venue for the summit. As a result, adjustments will need to be made to the availability of Members' facilities to ensure that the summit is properly supported. Members are advised that for the week of the summit, both the members and cabinet dining rooms will not be available; however, Members are invited to use, once again, the staff dining room instead. The strangers bar will be closed. About 50 per cent of bays in the members car park will be allocated to summit use; the bays affected will be clearly marked. Meeting rooms have been allocated to the summit. Members' access to the Library and Parliament House and, of course, their offices will not be affected. Additional security will be in place to ensure that Members' privacy in the building is maintained. I am advised that ABC Radio will broadcast live from Parliament House throughout the summit between 8.30 am and 6.00 pm daily. The Presiding Officers regret the curtailment of facilities, and we seek Members' cooperation in observing the summit arrangements.

Ordered - That consideration of the Ministerial Statement be made an Order of the Day for the next sitting.

## **6. Address-In-Reply**

The Order of the Day having been read for the adjourned debate on the Address-in-Reply.

Debate resumed.

On the motion of Hon George Cash the debate was adjourned to the next sitting.

## **7. Plant Diseases Amendment Bill 2001**

The Minister for Agriculture pursuant to notice, moved -

That a Bill for "An Act to amend the *Plant Diseases Act 1914*" be introduced and read a first time" be introduced and read a first time.

Question - put and passed.

Bill read a first time.

The Minister for Agriculture moved, That the Bill be now read a second time.

On the motion of Hon Bruce Donaldson the debate was adjourned to the next sitting.

## **8. Statutes (Repeal and Minor Amendments) Bill 2001**

The Minister for Agriculture pursuant to notice, moved -

That a Bill for "An Act to amend the statute law by repealing the following Acts -

- *Camballin Farms (AIL Holdings Pty. Ltd.) Agreement Act 1985;*
- *Daylight Saving Act 1991;*
- *Esperance Lands Agreement Act 1960;*
- *Imperial Acts Adopting Act 1839;*
- *Iron Ore (The Broken Hill Proprietary Company Limited) Agreement Act 1964;*
- *Irrigation (Dunham River) Agreement Act 1968;*
- *Kalgoorlie Country Club (Inc.) Act 1982;*
- *Liquid Petroleum Gas Act 1956;*
- *Northern Developments (Ord River) Pty. Ltd. Agreement Act 1960;*
- *Northern Developments Pty. Limited Agreement Act 1957;*
- *Northern Developments Pty. Limited Agreement Act 1969;*
- *Recording of Evidence Act 1975;*
- *Recording of Proceedings Act 1980;*
- *Recovery of Debts Amendment Ordinance 1865;*
- *Stock (Brands and Movement) Amendment Act 1987;*
- *Talling Peak-Mullewa Railway Act 1961;*
- *The Broken Hill Proprietary Company Limited (Export of Iron Ore) Act 1965; and*
- *Timber Industry Regulation Act 1926,*

and by making minor amendments to various enactments, and for related purposes” be introduced and read a first time.

Question - put and passed.

Bill read a first time.

The Minister for Agriculture moved, That the Bill be now read a second time.

On the motion of Hon Bruce Donaldson the debate was adjourned to the next sitting.

### **9. Standing Committee on Environment and Public Affairs - Appointment of Members**

The Leader of the House moved, without notice -

That Hon Christine Sharp, Hon Kate Doust, Hon Louise Pratt, Hon Jim Scott, Hon Frank Hough, Hon Robyn McSweeney and Hon Bruce Donaldson be appointed as members of the Standing Committee on Environment and Public Affairs.

Question - put and passed.

### **10. Joint Standing Committee on Delegated Legislation - Appointment of Members**

The Leader of the House moved, without notice -

That Hon Ljiljana Ravlich, Hon Robin Chapple, Hon Ray Halligan and Hon Simon O’Brien be appointed as members of the Joint Standing Committee on Delegated Legislation.

Question - put and passed.

### **11. Parliamentary Services Committee - Appointment of Members**

The Leader of the House moved, without notice -

That Hon Louise Pratt, Hon Ken Travers, Hon Giz Watson, Hon George Cash and Hon Bill Stretch be appointed as members of the Parliamentary Services Committee.

Question - put and passed.

## **12. Standing Committee on Public Administration and Finance - Election of Members**

The Leader of the House moved, without notice -

That Hon Barry House, Hon Ed Dermer, Hon Ken Travers, Hon Sue Ellery, Hon Murray Criddle, Hon Dee Margetts and Hon John Fischer be appointed as members of the Standing Committee on Public Administration and Finance.

Debate ensued.

Hon Norman Moore moved -

That Hon Ray Halligan be appointed as a member of the Standing Committee on Public Administration.

### *President's Ruling*

The President made the following ruling -

A motion has been moved by the Leader of the House for seven nominees to fill seven vacancies to constitute a committee. It has now become apparent that there will be more nominees. The question cannot be determined by the motion but must proceed to ballot. I instruct that the bells be rung.

The Leader of the House moved -

That Hon Barry House, Hon Ed Dermer, Hon Ken Travers, Hon Sue Ellery, Hon Murray Criddle, Hon Dee Margetts and Hon John Fischer be nominated.

Hon Norman Moore moved -

That Hon Ray Halligan be nominated.

There being no further nominations, each Member so proposed having submitted themselves to the will of the Council, the Council proceeded to a Ballot.

The President appointed Hon George Cash as scrutineer.

The President announced that as a result of the Ballot Hon Barry House, Hon Ed Dermer, Hon Ken Travers, Hon Sue Ellery, Hon Murray Criddle, Hon Dee Margetts and Hon John Fischer had been elected to the Standing Committee on Public Administration and Finance.

### *Point of Order*

Hon Norman Moore raised the following Point of Order -

I recall that on a previous occasion when a ballot was held in this House, the number of votes obtained by each of the candidates was revealed. I now ask you, Mr President, whether the numbers of votes cast for each candidate on this occasion are to be revealed.

### *President's Ruling*

The President ruled as follows -

I see no problem with revealing it, and I will do so in the course of this afternoon's proceedings, although I will not necessarily delay the proceedings any longer at this stage.

## **13. Petroleum Legislation Amendment Bill 2001**

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

Debate ensued.

## **14. Questions Without Notice**

Questions without notice were asked by Hon Norman Moore, Hon Barry House, Hon Peter Foss, Hon Christine Sharp, Hon Frank Hough, Hon George Cash, Hon Barbara Scott, Hon Giz Watson, Hon Derrick Tomlinson, Hon Jim Scott and Hon Paddy Embry.

**15. Petroleum Legislation Amendment Bill 2001**

Debate resumed on the second reading of this Bill (cf item 13 above).

Debate resumed.

Question - put and passed.

Bill read a second time.

Leave was granted to proceed forthwith to the third reading of the Bill.

The Minister for Racing and Gaming moved, That the Bill be now read a third time.

Question - put and passed.

Bill read a third time and passed.

**16. Ministerial Statement - Home Buyers Assistance Fund**

The Minister for Housing, by leave, made a Ministerial Statement with respect to the Home Buyers Assistance Fund in response to a question without notice asked by Hon Barry House.

Ordered - That consideration of the Ministerial Statement be made an Order of the Day for the next sitting.

**17. Sports Drug Testing Bill 2001**

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

Debate ensued.

*Interruption of Debate* [SO 61(b)].

**18. Special Adjournment**

The Leader of the House, moved without notice -

That the House at its rising adjourn until Tuesday, July 31 2001.

Debate ensued.

The Leader of the House, by leave, withdrew the motion standing in his name.

The Leader of the House then moved -

That the House at its rising adjourn until a date and time to be fixed by the President.

Question - put and passed.

**19. Adjournment**

The Leader of the House moved, That the House do now adjourn.

Debate ensued.

Question - put and passed.

The House adjourned at 5.37pm until a date and time to be fixed by the President.

**Members present during the day's proceedings**

Attendance: Present all Members.

**L B MARQUET**  
Clerk of the Legislative Council

**HON JOHN COWDELL**  
President of the Legislative Council