



## LEGISLATIVE COUNCIL

**WEDNESDAY, 18 AUGUST 2021**

**1.00pm**

### 1. Meeting of Council

The Council assembled at 1.00pm pursuant to order.  
The President, Hon Alanna Clohesy, took the Chair.  
Prayers and an Acknowledgement of Country were read.

### 2. Death of Hon Harry Gayfer — Motion of Condolence

The Leader of the House moved, without notice —

This House expresses its deep regret at the death of Hon Harry Gayfer, a former Member of the Legislative Council for the Central Province; and places on record its appreciation for his long public service, and tenders its profound sympathy to members of his family in their bereavement.

The motion was supported by Members, including the President, and carried in silence; Members standing in their places.

### 3. Statement by President — 2021-2022 Budget Estimates Hearings

The President made the following Statement —

I have received a letter from Hon Peter Collier, Chair Standing Committee on Estimates and Financial Operations, that states -

The Standing Committee on Estimates and Financial Operations (Committee) seeks your permission to hold the 2021-22 Budget estimates hearings in the Legislative Council Chamber in the week commencing Monday 18 October 2021.

I advise that the Leader of the Government in the Legislative Council has agreed to concede that sitting week for the hearings.

I can advise that I have granted permission for the Budget Estimates Hearings to take place in the Chamber for that week.

### 4. Petition

Hon Jackie Jarvis presented a petition from 233 petitioners requesting the Legislative Council to support the rezoning of lots to preserve the Gnarabup Coastline from development. (Tabled Paper 470).

### 5. Ministerial Statement — Condolences to the Walley Family

The Minister for Aboriginal Affairs made a Ministerial Statement acknowledging the recent passing of the late Whadjuk Noongar Elder, Mrs T Walley.

## 6. Ministerial Statement — ATCO Gas Blending Project

The Minister for Hydrogen Industry made a Ministerial Statement with respect to a \$2 million grant for ATCO Australia's gas blending project.

## 7. Paper

The following Paper was laid on the Table by —

### Minister for Mental Health

*Reports —*

State Supply Commission — Final Report (2020-21) ..... 469

## 8. Skilled Workers Shortage

Motion No. 18 having been called, Hon Colin de Grussa, pursuant to notice, moved —

That this House —

- (a) notes with concern the ongoing issues with skilled worker shortages and the lack of equitable small business support;
- (b) discusses the need for better planning, leadership and strategies to provide long term solutions and address the immediate issues facing Western Australian businesses and industry sectors; and
- (c) calls on the Ministers for Commerce, Regional Development, Small Business, Finance and State Development to work together and proactively resolve these issues.

Debate ensued.

The Leader of the House moved, without notice —

To delete paragraphs (a), (b) and (c) and insert instead —

- (a) notes skilled worker shortages and the need for small business support;
- (b) discusses the need for ongoing planning, leadership and strategies to provide long term solutions and address the immediate issues facing Western Australian businesses and industry sectors; and
- (c) notes the Government is working across portfolios and with stakeholders to proactively resolve these issues.

Debate ensued.

Amendment — put and passed.

Debate resumed.

Motion, as amended, agreed to.

## 9. Order of Business

Ordered — That Orders of the Day Nos 1, *Town of Port Hedland Waste Local Law 2020 — Disallowance*, 2, *Mindarie Regional Council Waste Facility Site Amendment Local Law 2020 — Disallowance*, 3, *City of Gosnells Standing Orders Amendment Local Law (Number 2) 2020 — Disallowance*, 4, *Shire of Broome Waste Local Law 2021 — Disallowance*, 5, *Shire of Gingin—Meeting Procedures Amendment Local Law 2021 — Disallowance*, 6, *City of Kalamunda Dogs Local Law 2021 — Disallowance*, 7, *Shire of Peppermint Grove Activities in Thoroughfares and Public Places and Trading Local Law 2021 — Disallowance*, 8, *Shire of Peppermint Grove Fencing Local Law 2021 — Disallowance*, and 9, *Weapons Amendment Regulations 2021 — Disallowance*, be taken after Order of the Day No. 19, *Arts and Culture Trust Bill 2021*. (Minister for Mental Health).

## 10. Financial Legislation Amendment Bill 2021

The Order of the Day for the further consideration of this Bill, in Committee of the Whole House, having been read.

The Deputy President left the Chair.

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### In Committee

(Hon Martin Aldridge in the Chair)

Clause 11.

Debate resumed.

Clause agreed to.

Clause 12.

Debate ensued.

Clause agreed to.

Clause 13.

Debate ensued.

Clause agreed to.

Clause 14.

Debate ensued.

Clause agreed to.

Clause 15.

Debate ensued.

Clause agreed to.

Clause 16 agreed to.

Clause 17.

Debate ensued.

Clause agreed to.

Clause 18.

Debate ensued.

Clause agreed to.

Clauses 19 to 22 agreed to.

Clause 23

Debate ensued.

Clause agreed to.

Title agreed to.

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The Acting President resumed the Chair.

Bill reported without amendment.

Report adopted.

The Minister for Mental Health representing the Treasurer 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.

Question — put and passed.

Bill read a third time and passed.

## 11. Questions Without Notice

Questions without notice were taken.

The Minister for Regional Development representing the Minister for Lands, by leave, incorporated into *Hansard* information in relation to affordable and social housing delivered in Development WA since 2017, in response to a question without notice asked by Hon Dr Brad Pettitt.

The Leader of the House representing the Minister for Planning tabled the report of the Cape Peron Planning Investigation Area Working Group, in response to question on notice 189 asked by Hon Dr Brad Pettitt. (Tabled Paper 471).

The Minister for Mental Health representing the Minister for Health, in accordance with Standing Order 108(2), advised that an answer to question on notice 184 asked by Hon Peter Collier will be provided on 31 August 2021.

## 12. Legislation Bill 2021

The Order of the Day for the further consideration of this Bill, in Committee of the Whole House, having been read.

The President left the Chair.

### In Committee

(Hon Steve Martin in the Chair)

Clause 3.

Debate resumed.

Clause agreed to.

Clauses 4 to 32 agreed to.

Clause 33.

Debate ensued.

Clause agreed to.

Clauses 34 to 36 agreed to.

Clause 37.

Debate ensued.

Clause agreed to.

Clauses 38 to 41 agreed to.

Clause 42.

Hon Nick Goiran moved —

Page 19, after line 23 — To insert:

- (3) The Parliamentary Counsel must, within 30 days after the end of each financial year, give a summary of editorial changes made to laws in the financial year to the Standing Committee on Uniform Legislation and Statutes Review of the Legislative Council.

Debate ensued.

Amendment — put.

The Committee divided.

**Ayes (7)**

Hon Martin Aldridge  
 Hon Peter Collier  
 Hon Donna Faragher  
 Hon Nick Goiran

Hon Steve Martin  
 Hon Tjorn Sibma  
 Hon Colin de Grussa (*Teller*)

**Noes (19)**

Hon Klara Andric  
 Hon Dan Caddy  
 Hon Sandra Carr  
 Hon Stephen Dawson  
 Hon Kate Doust  
 Hon Sue Ellery  
 Hon Peter Foster  
 Hon Lorna Harper  
 Hon Jackie Jarvis  
 Hon Ayor Makur Chuot

Hon Kyle McGinn  
 Hon Sophia Moermond  
 Hon Shelley Payne  
 Hon Martin Pritchard  
 Hon Samantha Rowe  
 Hon Matthew Swinbourn  
 Hon Dr Sally Talbot  
 Hon Dr Brian Walker  
 Hon Pierre Yang (*Teller*)

Amendment thus negated.

Debate resumed.

Question, That the clause stand as printed — put and passed.

Clause 44.

Debate ensued.

Clause agreed to.

Clauses 45 to 64 agreed to.

Title agreed to.

The Acting President resumed the Chair.

Bill reported without amendment.

Report adopted.

The Parliamentary Secretary representing the Attorney General moved, That the Bill be read a third time.

The Acting President announced that the Deputy 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.

Question — put and passed.

Bill read a third time and passed.

**13. Order of Business**

Ordered — That Order of the Day No. 12, *Aquatic Resources Management Amendment Bill 2021*, be taken forthwith. (Minister for Mental Health).

**14. Aquatic Resources Management Amendment Bill 2021**

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

Question — put and passed.

Bill read a second time.

Leave was granted to proceed forthwith to the third reading.

The Parliamentary Secretary to the Minister for Fisheries moved, That the Bill be read a third time.

Question — put and passed.

Bill read a third time and passed.

**15. Members' Statements**

Statements were taken.

**16. Dog Amendment (Stop Puppy Farming) Bill 2021**

The President reported the receipt of Message No. 30 from the Legislative Assembly forwarding the Bill for concurrence.

The Minister for Mental Health on behalf of the Leader of the House representing the Minister for Local Government moved, That the Bill be read a first time.

Question — put and passed.

Bill read a first time.

The Minister for Mental Health on behalf of the Leader of the House representing the Minister for Local Government moved, That the Bill be read a second time.

The Minister for Mental Health on behalf of the Leader of the House representing the Minister for Local Government tabled an Explanatory Memorandum relating to the Bill. (Tabled Paper 472).

Debate stands adjourned.

**17. Adjournment**

The Council adjourned at 6.52pm until Thursday, 19 August 2021 at 10.00am.

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

Attendance: Present all Members except Hon Neil Thomson and Hon Darren West.

**NIGEL PRATT**

Clerk of the Legislative Council

**HON ALANNA CLOHESY MLC**

President of the Legislative Council