



## LEGISLATIVE COUNCIL

**TUESDAY, 26 NOVEMBER 2024**

**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. Message from His Excellency the Governor — Assent to Bills

The President reported the receipt of a Message from His Excellency the Governor assenting to the following Bills —

<b>15 November 2024 — Message No. 34</b>	<b>Act No.</b>
Road Traffic (Authorisation to Drive) Amendment (Driving Restrictions) Bill 2024	45 of 2024
Electoral Amendment (Names of Registered Political Parties) Bill 2024	46 of 2024

### 3. Petitions

Hon Dr Brad Pettitt presented an E-petition from 201 petitioners requesting the Legislative Council urge the Government to declare a State of Emergency on housing and homelessness in Western Australia, to introduce urgent measures to address housing shortages and develop long-term strategies. (Tabled Paper 3861).

Hon Dr Brad Pettitt presented an E-petition from 894 petitioners requesting the Legislative Council support a parliamentary investigation into the air and water pollution from the refineries, structural integrity of the Alcoa “toxic tailings dams” walls and deforestation of the native jarrah forest. (Tabled Paper 3862).

Hon Dr Brad Pettitt presented a petition from 201 petitioners requesting the Legislative Council support a parliamentary investigation into the air and water pollution from the refineries, structural integrity of the Alcoa “toxic tailings dams” walls and deforestation of the native jarrah forest. (Tabled Paper 3863).

Hon Louise Kingston presented an E-petition from 648 petitioners requesting the Legislative Council recommend that the State Government ensures that Western Australia’s 30,000 fire and emergency service volunteers, including ambulance volunteers, receive comparable protections to those in paid employment, undertaking the same functions. (Tabled Paper 3864).

Hon Louise Kingston, by leave, presented a non-conforming petition from 369 petitioners requesting the Legislative Council recommend that the State Government ensures that Western Australia’s 30,000 fire and emergency service volunteers, including ambulance volunteers, receive comparable protections to those in paid employment, undertaking the same functions. (Tabled Paper 3865).

#### 4. Ministerial Statement — Indemnification Deed — Attorney General

The Leader of the House made a Ministerial Statement with respect to a contractual indemnity for the Attorney General, Mr J.R. Quigley, in respect of matters indemnified under the *Iron Ore Processing (Mineralogy Pty Ltd) Agreement Act 2002*, entered in to by the State Government.

#### 5. Papers

The following Papers were laid on the Table by —

##### President

*Annual Reports — Extension of Time —*

Corruption and Crime Commission (2023-2024) (Date received 20/11/2024).....3837

*Auditor General's Papers —*

Office of the Auditor General — Performance Audit — Quality and Utilisation of  
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Office of the Auditor General — Performance Audit — Implementation of the  
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Office of the Auditor General — Opinion on Ministerial Notification — Provision of  
Additional Information to the Standing Committee on Estimates and  
Financial Operations (Report No. 6) (November 2024)  
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##### Leader of the House

*Addendums —*

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*Response to Reports —*

Joint Standing Committee on the Commissioner for Children and Young People —  
Pathways to Thriving: Enhancing support for humanitarian children and  
young people in Western Australia (Report No. 9) (Date received 26/11/2024)  
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Joint Standing Committee on the Corruption and Crime Commission — A Lower  
Standard: Information the Premier provides to the committee when  
undertaking its role in an appointment process on behalf of the parliament  
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##### Minister for Emergency Services

*Annual Reports —*

Bankwest and Commonwealth Bank of Australia (2024) (Date received 21/11/2024) .....3844

*Determinations —*

Financial Management Act 2006 (Financial Management (Net Appropriations)  
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##### Minister for Agriculture and Food

*Local Laws —*

Cat Act 2011 (City of South Perth Cats Local Law 2024 G.G. 20/11/2024).....3846

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### **Parliamentary Secretary to the Attorney General**

#### *Annual Reports —*

Water Efficiency Labelling Standards Scheme (2023-24) (Date received 26/11/2024).....	3848
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#### *Regulations —*

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Vocational Education and Training Act 1996 ((Vocational Education and Training (General) Amendment Regulations (No. 2) 2024 and Vocational Education and Training (Colleges) Amendment Regulations (No. 2) 2024).....	3850
Work Health and Safety Act 2020 (Work Health and Safety (General) Amendment Regulations (No. 4) 2024 and Work Health and Safety (Mines) Amendment Regulations (No. 2) 2024).....	3851

### **Parliamentary Secretary to the Minister for Energy**

#### *Documents —*

Ministerial Statement of Expectation to the Environmental Protection Authority made under section 21B of the Environmental Protection Act 1986 (Date received 21/11/2024).....	3852
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#### *Rules —*

Electricity Industry (Wholesale Electricity Market) Regulations 2004 — Wholesale Electricity Market Amendment (Miscellaneous Amendments No. 3) Rules 2024.....	3853
Electricity Industry (Wholesale Electricity Market) Regulations 2004 — Wholesale Electricity Market Amendment (FCESS Cost Review) Rules 2024.....	3854

### **Parliamentary Secretary to the Minister for Regional Development**

#### *Annual Reports —*

Disability Justice Centre (2023-24) (Date received 21/11/2024).....	3855
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#### *Orders —*

Fish Resources Management Act 1994 (Prohibition on Commercial Fishing for Crabs (Cockburn Sound) Order 2024 G.G. 22/11/2024).....	3856
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### **Parliamentary Secretary to the Minister for Health**

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Therapeutic Goods Act 1989 (Therapeutic Goods (Serious Scarcity and Substitutable Medicine) (Estradiol) Instrument 2024).....	3860

## 6. Suspension of Standing Orders

The Leader of the House moved, without notice —

That so much of the Standing Orders be suspended so that Consideration of Committee Reports not be taken on Wednesday, 27 November 2024.

The motion requiring the concurrence of an absolute majority.

Question — put.

The 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.

## 7. Order of Business

Ordered — That Order of the Day No. 1, *Metropolitan Region Scheme Major Amendment 1404/41 — Roe 8 Remainder and Roe 9 (Removal of Primary Regional Roads Reservation) — Disallowance*, be taken after Order of the Day No. 14, *Gambling Legislation Amendment Bill 2024*. (Leader of the House).

## 8. Local Government Amendment Bill 2024

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

Question — put and passed.

Bill read a second time.

The President left the Chair.

### In Committee

(Hon Dr Sally Talbot in the Chair)

Clause 1.

Debate ensued.

Hon Martin Aldridge tabled projects update on Local Government Reforms. (Tabled Paper 3866).

Debate resumed.

Clause agreed to.

Clause 2.

Debate ensued.

Clause agreed to.

Clauses 3 to 8 agreed to.

Clause 9

Debate ensued.

Clause agreed to.

Clauses 10 to 17 agreed to.

Clause 18.

Debate ensued.

Clause agreed to.

Clause 20.

Debate ensued.

The Minister for Agriculture and Food moved, That the Deputy Chair report progress and seek to sit again.

Question — put and passed.

The President resumed the Chair.

The Deputy Chair of Committees reported that the Committee of the Whole House had considered the Bill, made progress, and seeks to sit again.

Ordered — That the Committee of the Whole House sit again.

## **9. Questions Without Notice**

Questions without notice were taken.

The Leader of the House tabled a response to a question without notice asked by Hon Donna Faragher. (Tabled Paper 3867).

The Minister for Finance tabled a response to question on notice 2233 asked by Hon Dr Brad Pettitt. (Tabled Paper 3868).

The Leader of the House representing the Minister for Mines and Petroleum, in accordance with Standing Order 108(2), advised that answer to questions on notice 2227 and 2229 asked by Hon Dr Brad Pettitt will be provided on 27 November 2024.

The Minister for Emergency Services representing the Minister for Corrective Services, by leave, incorporated into *Hansard* a response to a question without notice asked by Hon Peter Collier.

The Minister for Emergency Services tabled a response to question on notice 2211 asked by Hon Martin Aldridge. (Tabled Paper 3869).

The Minister for Emergency Services tabled a response to question on notice 2212 asked by Hon Martin Aldridge. (Tabled Paper 3870).

The Minister for Emergency Services tabled a response to question on notice 2213 asked by Hon Martin Aldridge. (Tabled Paper 3871).

The Minister for Emergency Services representing the Minister for Transport tabled a response to question on notice 2205 asked by Hon Dr Brad Pettitt. (Tabled Paper 3872).

The Parliamentary Secretary to the Minister for Environment, in accordance with Standing Order 108(2), advised that answers to questions on notice 2198, 2200 and 2203 asked by Hon Dr Steve Thomas will be provided on 27 November 2024.

The Parliamentary Secretary to the Minister for Environment, in accordance with Standing Order 108(2), advised that answers to questions on notice 2226 and 2228 asked by Hon Dr Brad Pettitt will be provided on 27 November 2024.

The Parliamentary Secretary to the Minister for Environment, in accordance with Standing Order 108(2), advised that answer to questions on notice 2218 and 2221 asked by Hon Sophia Moermond will be provided on 27 November 2024.

## **10. Order of Business**

Ordered — That Order of the Day No. 15, *Young Offenders and Prisons Legislation Amendment Bill 2024*, be taken forthwith. (Leader of the House).

## **11. Young Offenders and Prisons Legislation Amendment Bill 2024**

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

On the motion of Hon Peter Foster, the debate was adjourned to a later stage of this day's sitting.

## **12. Order of Business**

Ordered — That Order of the Day No. 11, *Local Government Amendment Bill 2024*, be taken forthwith. (Minister for Agriculture and Food).

### 13. Local Government Amendment Bill 2024

Resumption of consideration of this Bill in Committee of the Whole House (*see item 8 above*).  
The Deputy President left the Chair.

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#### In Committee

(Hon Dr Brian Walker in the Chair)

Clause 20.  
Debate resumed.  
Clause agreed to.  
Clause 21 agreed to.  
Clause 22.  
Debate ensued.  
Clause agreed to.  
Clause 23 agreed to.  
Clause 24.  
Debate ensued.  
Clause agreed to.  
Clauses 25 to 30 agreed to.  
Clause 31.  
Debate ensued.  
*Interruption pursuant to order.*

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The President resumed the Chair.

The Deputy Chair of Committees reported that the Committee of the Whole House had considered the Bill, made progress, and seeks to sit again.

Report adopted.

Ordered — That the Committee of the Whole House sit again.

### 14. Members' Statements

Statements were taken.

Hon Sophia Moermond, by leave, tabled documents relating to the public mandate against the proposed South Coast Marine Park and related correspondence from Oceans for Everyone Association to the Governor and Minister for Environment. (Tabled Paper 3873).

### 15. Adjournment

The Council adjourned at 9.09pm until Wednesday, 26 November 2024 at 1.00pm.

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

Attendance: Present all Members except Hon Ben Dawkins and Hon Stephen Pratt.

**SAM HASTINGS**  
Clerk of the Legislative Council

**HON ALANNA CLOHESY MLC**  
President of the Legislative Council