

WESTERN AUSTRALIA
LEGISLATIVE COUNCIL

DAILY NOTICE PAPER

No. 138

THURSDAY, 31 MAY 2007, 11.00am

ORDER OF BUSINESS

Petitions, Statements by Ministers and Parliamentary Secretaries, Papers for Tabling, Notices of Questions, Notices of Motions for Disallowance, Notices of Motions to Introduce Bills, Notices of Motions, Questions without Notice, Motions Without Notice, Motions and Orders of the Day.

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MOTIONS

52. Governance and Administration (*Notice given 21 March 2007*)

Continuation of remarks Minister for Local Government - mins 26 (Wednesday, 30 May 2007) on the motion of Hon Norman Moore as follows -

That this House expresses its grave concern at the significant deterioration in the governance and administration of the State of Western Australia resulting from a Government preoccupied with continued internal division and conflict, manipulated by outside influences and increasingly demonstrating serious signs of dysfunctionality, and calls on the Government to urgently address the issues raised by the Corruption and Crime Commission and refocus its attention on restoring public confidence in the capacity of the Government to govern for all West Australians without fear or favour.

46. Home Ownership Affordability (*Notice given 12 September 2006*)

Continuation of remarks Hon Ken Baston - mins 34 (Thursday, 22 March 2007) on the amendment, as amended, of Hon Louise Pratt as follows -

To delete all words after "House" and insert instead -

“

That this House calls on the Government to -

- (1) Help reduce the cost pressures on residential land.

- (2) Help reduce the supply and cost pressures associated with skilled labour.
- (3) Continue to meet its commitments to -
 - (a) increase social housing stock;
 - (b) encourage and enable home ownership;
 - (c) improve housing sustainability and energy efficiency;
 - (d) alleviate pressure on private sector rents through measures such as the lifting of letting fees;
 - (e) targeted loan schemes included shared equity housing loans;
 - (f) improve access to affordable quality housing for Aboriginal Western Australians; and
 - (g) introduce new measures in the State Budget to address housing affordability

”

to the motion of Hon Ray Halligan as follows -

That this House condemns the Government for the undue anxiety created for the many first home buyers through its inability in a timely manner to -

- (1) Help reduce the cost pressures on residential land.
- (2) Help reduce the supply and cost pressures associated with skilled labour.
- (3) Meet its election commitments to -
 - (a) address housing affordability;
 - (b) increase social housing stock; and
 - (c) encourage and enable home ownership.

47. Building Industry Sustainability Index (*Notice given 12 September 2006*)

Hon Ray Halligan: To move -

That this House insists that, before the Building Industry Sustainability Index known as BASIX is considered for introduction as a regulatory regime in Western Australia, the Government -

- (1) Listens to the housing industry in Western Australia.
- (2) Provides an audited cost-benefit analysis of the proposed regime.
- (3) Includes in that analysis the additional costs to taxpayers to administer the scheme.
- (4) Identifies other regimes that have been examined and why BASIX is preferred.
- (5) Explains why it wishes to add to the financial burden already being experienced by first-home buyers.

48. Wheat Export Authority (*Notice given 17 October 2006*)

Hon Anthony Fels: To move -

That the Western Australian Government support -

- (1) The transfer of the power to veto bulk wheat export licences from the Australian Wheat Board International (AWBI) to the Wheat Export Authority.
- (2) The application by Co-operative Bulk Handling Group (CBH) to the Wheat Export Authority for permits to export bulk wheat to -
 - (a) supply wheat to their Joint Venture Interflour and Bogasari Group flour milling operations in Asia; and

- (b) to allow for the tender and supply of Western Australian wheat to Iraq and any markets not open or available to the Australian Wheat Board.

51. Western Power Corporation and Mr Tony Iannello - Employment Agreement (*Notice given 15 November 2006*)

Hon George Cash: To move -

- (1) That Hon Kim Chance, the Leader of the House representing the Minister for Energy, table, within three days of this order, a true copy of the executive employment agreement between Western Power Corporation and Mr Tony Iannello and any other contractual agreements between Western Power Corporation and Mr Iannello.
- (2) If the House is not in session and sitting when the documents the subject of the order are due to be tabled, the Leader of the House is to transmit the documents to the Clerk of the Legislative Council and the documents are to be taken to have been laid before the House.

53. Commission on Government - Call for Establishment (*Notice given 21 March 2007*)

Hon Giz Watson: To move -

That in the light of evidence presented to the Corruption and Crime Commission concerning lobbying and alleged public sector misconduct, this House calls upon the Government to establish a second Commission on Government to -

- (1) Audit the implementation of the first Commission on Government's recommendations and consider whether further implementation is required;
- (2) Consider whether alternative or additional reforms to those proposed by the first Commission on Government are required to prevent corrupt, illegal or improper conduct by public officials (including State Members of Parliament, Local Government Councillors and employees of State and Local Governments);
- (3) Carry out its inquiries in an open and participatory manner; and
- (4) Report to both Houses of Parliament within one year from establishment of the Commission.

54. Kojarena Satellite Ground Station - Expanded Function (*Notice given 21 March 2007*)

Hon Giz Watson: To move -

That this House -

- (1) Notes that the Federal Government has announced an expanded function of the joint US spy satellite ground station at Kojarena near Geraldton.
- (2) Notes that this expanded function will coordinate US military operations in the Middle East and Asia, making this the most significant military encroachment into Australia since signing of the Pine Gap Treaty of 1966.
- (3) Condemns the Federal Government for committing to this expanded function without consulting with the people of Western Australia, the City of Geraldton and the Premier.

55. Teacher Shortage (*Notice given 22 March 2007*)

Hon Peter Collier: To move -

That this House expresses its grave concern at the recent revelation of the Department of Education and Training that there will be a shortage of 3 000 teachers in Western Australia in five years unless some serious action is taken to remedy this significant problem.

56. Broadband Internet - Use of Future Fund (*Notice given 27 March 2007*)

Hon Vincent Catania: To move -

That this House urges the Federal Government to support the use of the Future Fund in order to provide the necessary public investment in broadband internet access throughout Australia.

In particular, this House urges the Federal Government to acknowledge that -

- (a) the urban broadband network is inadequate to meet current or future demands;
- (b) Western Australia's mining companies, pastoralists, farmers and communities function in regions that are as remote from administrative centres as any in the world;
- (c) Tele-health capacity would enable quality health services to be delivered via a broadband network to areas where such services are currently impossible; and
- (d) the use of the Future Fund to enable public investment in the national broadband network is a valid and essential means of achieving the aims of the Fund by investing in Australia's future in commerce, education and health.

57. Aboriginal Child Health Survey (*Notice given 3 April 2007*)

Hon Barbara Scott: To move -

That this House -

- (1) Urges the State Government to take seriously the Western Australian Aboriginal Child Health Survey - Strengthening the Capacity of Aboriginal Children, Families and Communities (Volume 4);
- (2) Set some realistic and achievable time frames for the implementation of the recommended actions;
- (3) Establish an inter-government agency approach to prioritising the recommended actions; and
- (4) Ensure programs build capability in families and communities with Aboriginal and Torres Strait Islander children.

58. Select Committee on Memorandum of Understanding Between Balga Senior High School and Manufacturing Industry Training Services Pty Ltd - Establishment (*Notice given 3 April 2007*)

Hon Peter Collier: To move -

That -

- (1) A select committee of three members is appointed, any two of whom constitute a quorum.
- (2) The committee is to inquire into and report on -
 - (a) the circumstances surrounding the signing of the Memorandum of Understanding between Balga Senior High School and Manufacturing Industry Training Services Pty Ltd on 14 February 2005 for the establishment of the Balga Works Programme;
 - (b) the knowledge and involvement of Government Ministers, officers of the Department of Education and Training and officers of all other government and Ministerial offices in the circumstances surrounding the signing of the Memorandum of Understanding as referred to in (a);
 - (c) the circumstances surrounding the replacement of the Manufacturing Industry Training Services Pty Ltd with Herson Pty Ltd as the operators of the Balga Works Programme in 2005;

- (d) the knowledge and involvement of Government Ministers, officers of the Department of Education and Training and officers of all other government Ministerial officers in the circumstances surrounding the operation of the Balga Works Programme 2004-2007;
 - (e) the circumstances surrounding the payment and non-payment of former employees of the Balga Works Programme;
 - (f) the circumstances surrounding the funding of accommodation for young people provided under the Balga Works Programme at Nottingham Street, Joondalup by the Department of Community Development 2004-2007; and
 - (g) such other relevant matters as the committee considers appropriate.
- (3) The committee has the power to send for persons, papers and records and the power to travel.
 - (4) The committee may present interim reports without a requirement for leave.
 - (5) The committee is to report to the house no later than Thursday, 6 December 2007.

59. Alumina Refinery (Wagerup) Agreement and Acts Amendment Act 1978 - Variation Agreement - Disallowance (*Notice given 8 May 2007*)

Hon Paul Llewellyn: To move -

That the Variation Agreement dated 28 March 2007 to the *Alumina Refinery (Wagerup) Agreement and Acts Amendment Act 1978* tabled in the Legislative Council on 1 May 2007 under the *Alumina Refinery (Wagerup) Agreement and Acts Amendment Act 1978*, be and is hereby disallowed. (Tabled paper 2621).

(NB. Unless disallowed on or before Tuesday, 19 June 2007 Variation Agreement takes effect)

60. Standing Committee on Legislation - State Administrative Tribunal (*Notice given 29 May 2007*)

Leader of the House: To move -

That under the *State Administrative Tribunal Act 2004*, section 173(b), the function of conducting an inquiry into the jurisdiction and operation of the State Administrative Tribunal be conferred upon the Standing Committee on Legislation.

BILLS FOR INTRODUCTION

12. Solar Hot Water Bill 2007 (*Notice given 22 March 2007*)

Hon Paul Llewellyn: To move -

That a Bill for "An Act to mandate the use of solar hot water systems in Western Australia" be introduced and read a first time.

13. Water Services Licensing (Water Conservation Targets) Amendment Bill 2007 (*Notice given 27 March 2007*)

Hon Paul Llewellyn: To move -

That a Bill for "An Act to amend the *Water Services Licensing Act 1995*" be introduced and read a first time.

14. Nuclear Facilities (Prohibition) Bill 2007 (*Notice given 27 March 2007*)

Hon Giz Watson: To move -

That a Bill for “An Act to prohibit the establishment of certain nuclear facilities in Western Australia, and for related purposes” be introduced and read a first time.

ORDERS OF THE DAY

379. Clauses 3 and 10 of the Fish Resources Management Amendment Regulations (No. 8) 2006 - Disallowance

Moved *pro forma* (SO 152(b)) Wednesday, 4 April 2007 on the motion of Hon Bruce Donaldson (Question to be put at the next day’s sitting)

That Clauses 3 and 10 of the *Fish Resources Management Amendment Regulations (No. 8) 2006* published in the *Gazette* on 10 November 2006 and tabled in the Legislative Council on 21 November 2006 under the *Fish Resources Management Act 1994*, be and are hereby disallowed. (Tabled paper 2246).

380. Environmental Protection (Regional Power Stations Noise Emissions) Exemption Order 2006 - Disallowance

Moved *pro forma* (SO 152(b)) Thursday, 5 April 2007 on the motion of Hon Paul Llewellyn (Days remaining 1 after today)

That the *Environmental Protection (Regional Power Stations Noise Emissions) Exemption Order 2006* published in the *Gazette* on 29 December 2006 and tabled in the Legislative Council on 27 March 2007 under the *Environmental Protection Act 1986*, be and is hereby disallowed. (Tabled paper 2421).

395. Metropolitan Region Scheme Amendment No. 1027/33 - Whiteman Park and Environs - Disallowance

Moved *pro forma* (SO 152(b)) Tuesday, 8 May 2007 on the motion of Hon Giz Watson (Days remaining 5 after today)

That the *Metropolitan Region Scheme Amendment No. 1027/33 - Whiteman Park and Environs* published in the *Gazette* on 30 March 2007 and tabled in the Legislative Council on 4 April 2007 under the *Planning and Development Act 2005*, be and is hereby disallowed. (Tabled paper Nos. 2606A-C and 2607).

401. Electricity Networks Access Code Amendments (No. 2) 2006 - Disallowance

Moved *pro forma* (SO 152(b)) Tuesday, 29 May 2007 on the motion of Hon Ray Halligan (Days remaining 8 after today)

That the *Electricity Networks Access Code Amendments (No. 2) 2006* published in the *Gazette* on 8 December 2006 and tabled in the Legislative Council on 22 March 2007 under the *Electricity Industry Act 2004*, be and are hereby disallowed. (Tabled paper 2402).

405. City of Fremantle Parking Local Law 2006 - Disallowance

Moved *pro forma* (SO 152(b)) Wednesday, 30 May 2007 on the motion of Hon Ray Halligan (Days remaining 9 after today)

That the *City of Fremantle Parking Local Law 2006* published in the *Gazette* on 29 November 2006 and tabled in the Legislative Council on 7 December 2006 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled paper 2326).

406. Legal Practice Board Amendment Rules (No. 2) 2006 - Disallowance

Moved *pro forma* (SO 152(b)) Wednesday, 30 May 2007 on the motion of Hon Ray Halligan (Days remaining 9 after today)

That the *Legal Practice Board Amendment Rules (No. 2) 2006* published in the *Gazette* on 1 December 2006 and tabled in the Legislative Council on 7 December 2006 under the *Legal Practice Act 2003*, be and are hereby disallowed. (Tabled paper 2332).

403. Estimates of Revenue and Expenditure - Consolidated Fund Estimates 2007-2008 (*Notice given 10 May 2007*) *Parliamentary Secretary representing the Treasurer*

Debate adjourned Hon Ken Baston (Thursday, 10 May 2007) on the motion of the Parliamentary Secretary representing the Treasurer as follows -

That pursuant to Standing Order No. 49(1)(c) the Legislative Council take note of Tabled Paper No. 2699A-H (2007-2008 Budget Statements), laid upon the Table of the House on 10 May 2007.

Takes precedence in Orders of the Day on Thursday, 31 May 2007.

6. Constitution Amendment Bill 2005 [LC 001-1] Minister for Child Protection

Second reading adjourned (Wednesday, 30 March 2005).

***7. Public Notaries Amendment Bill 2005 [LC 008-1] Minister for Child Protection**

Second reading continuation of remarks Hon Peter Foss (Thursday, 7 April 2005). *See SNP 8 Issue 1 - 20 May 2005.*

***42. Gene Technology Amendment Bill 2005 [LA 018-1] Minister for Agriculture and Food**

Third reading adjourned Hon Matt Benson-Lidholm (Tuesday, 13 June 2006). Leave granted continuation of remarks in reply Minister for Agriculture and Food (Tuesday, 13 June 2006). *See Standing Committee on Environment and Public Affairs Report No. 8 (Tabled 12 August 2003).*

10. Integrity of Parliamentary Process Bill 2005 [LC 002-1] Hon Peter Foss

Second reading adjourned (Wednesday, 30 March 2005).

161. ANZAC Day Amendment Bill 2005 [LA 066-1] Leader of the House

Second reading adjourned (Tuesday, 8 November 2005).

***198. Alcohol and Drug Authority Repeal Bill 2005 [LA 070-1B] Minister for Child Protection**

Second reading continuation of remarks Hon Helen Morton (Thursday, 6 April 2006). *cf SNP 70 Issue 1 - 6 April 2006.*

***244. Dental Bill 2005 [LA 113-2B] Minister for Child Protection**

Second reading adjourned (Thursday, 11 May 2006). *cf SNP 113 Issue 1 - 2 May 2007.*

***275. Chemistry Centre (WA) Bill 2006 [LA 121-1] Leader of the House**

Committee progress postponed new clause 31 (Thursday, 5 April 2007). *cf SNP 121 Issue 1 - 28 March 2007.*

278. Wills Amendment Bill 2006 [LA 125-1B] Minister for Child Protection

Second reading adjourned (Wednesday, 28 June 2006).

***279. Minerals and Energy Research Amendment Bill 2006 [LA 122-1] Leader of the House**

Second reading adjourned (Thursday, 29 June 2006). *cf SNP 122 Issue 1 - 29 March 2007.*

300. Sunset Hospital Site Bill 2006 [LA 137-1B] Minister for Local Government

Continuation of remarks Hon Ken Travers - mins 36 (Thursday, 2 November 2006) on the motion of Hon Giz Watson as follows -

That -

- (1) Order of the Day No. 300, Sunset Hospital Site Bill 2006, be discharged and referred to the Standing Committee on Legislation for consideration and report not later than Tuesday, 27 March 2007; and
- (2) The Committee have the power to consider the policy of the Bill.

Second reading adjourned (Thursday, 14 September 2006).

***273. Food Bill 2005 [LA 110-2] Minister for Child Protection**

Second reading adjourned (Thursday, 22 June 2006). (Standing Order 230A no longer applies). *See Standing Committee on Uniform Legislation and Statutes Review Report No. 14 (Tabled 27 September 2006).*

355. Fish Resources Management Amendment Bill 2006 [LA 148-1] Minister for Fisheries

Second reading continuation of remarks Hon Giz Watson - mins 32 (Thursday, 3 May 2007).

***360. Fines Legislation Amendment Bill 2006 [LA 161-2] Minister for Child Protection**

Second reading adjourned (Wednesday, 6 December 2006). *cf SNP 161 Issue 1 - 21 March 2007.*

***362. Acts Amendment (Consent to Medical Treatment) Bill 2006 [LA 149-2] Minister for Child Protection**

Second reading adjourned (Wednesday, 6 December 2006). *cf SNP 149 Issue 2 - 30 April 2007.*

371. Police Amendment Bill 2006 [LA 184-1] Minister for Regional Development

Second reading adjourned (Wednesday, 21 March 2007).

372. Equal Opportunity Amendment Bill 2006 [LA 173-1] Minister for Child Protection

Second reading adjourned (Wednesday, 21 March 2007).

***335. Biosecurity and Agriculture Management Bill 2006 [LA 118-2] Minister for Agriculture and Food**

Cognate debate with *Biosecurity and Agriculture Management (Repeal and Consequential Provisions) Bill 2006* and *Biosecurity and Agriculture Management Rates and Charges Bill 2006*.

Committee progress clause 98. Amendment reference No. 64/98 (Wednesday, 30 May 2007). *See Standing Committee on Legislation Report No. 7 (Tabled 3 April 2007). cf SNP 118 Issue 4 - 29 May 2007.*

***336. Biosecurity and Agriculture Management (Repeal and Consequential Provisions) Bill 2006 [LA 117-1] Minister for Agriculture and Food**

Cognate debate with *Biosecurity and Agriculture Management Bill 2006* and *Biosecurity and Agriculture Management Rates and Charges Bill 2006*.

Committee (Wednesday, 30 May 2007). See *Standing Committee on Legislation Report No. 7 (Tabled 3 April 2007)*. cf *SNP 117 Issue 1 - 9 May 2007*.

***337. Biosecurity and Agriculture Management Rates and Charges Bill 2006 [LA 119-1] Minister for Agriculture and Food**

Cognate debate with *Biosecurity and Agriculture Management Bill 2006* and *Biosecurity and Agriculture Management (Repeal and Consequential Provisions) Bill 2006*.

Committee (Wednesday, 30 May 2007). See *Standing Committee on Legislation Report No. 7 (Tabled 3 April 2007)*.

384. Uranium Mining (Implementation of Government Commitments) Bill 2007 [LC 198-1] Hon Giz Watson

Second reading adjourned (Wednesday, 4 April 2007).

390. Appropriation (Consolidated Fund) Bill (No. 5) 2006 [LA 178-1] Parliamentary Secretary representing the Treasurer

Cognate debate with *Appropriation (Consolidated Fund) Bill (No. 6) 2006*. Third reading (Tuesday, 29 May 2007).

391. Appropriation (Consolidated Fund) Bill (No. 6) 2006 [LA 179-1] Parliamentary Secretary representing the Treasurer

Cognate debate with *Appropriation (Consolidated Fund) Bill (No. 5) 2006*. Third reading (Tuesday, 29 May 2007).

392. Racing, Wagering and Betting Legislation Amendment and Repeal Bill 2007 [LA 189-1] Minister for Racing and Gaming

Second reading continuation of remarks Hon Giz Watson - mins 36 (Tuesday, 29 May 2007).

396. Public Trustee and Trustee Companies Legislation Amendment Bill 2006 [LA 102-2] Minister for Child Protection representing the Attorney General

Second reading adjourned (Thursday, 3 May 2007).

397. Pharmacists Bill 2006 [LA 185-2] Minister for Child Protection representing the Minister for Health

Second reading adjourned (Thursday, 3 May 2007).

***280. Water Resources Legislation Amendment Bill 2006 [LA 138-2] Leader of the House**

Second reading adjourned Hon Bruce Donaldson (Tuesday, 29 August 2006). cf *SNP 138 Issue 2 - 14 September 2006*. See *Standing Committee on Public Administration Report No. 5 (Deemed Tabled 22 May 2007)*.

411. Taxi Amendment Bill 2007 [LA 187-2] Parliamentary Secretary representing the Minister for Planning and Infrastructure

Second reading adjourned (Tuesday, 29 May 2007).

78. Labour Relations Regulatory Framework (*Moved 23 June 2005*)

Resumption of debate adjourned Hon Bruce Donaldson (Wednesday, 22 June 2005), on the motion of Hon Louise Pratt as follows -

That this House calls on the Federal Government to acknowledge the right of the State of Western Australia to maintain our State based labour relations regulatory framework, including -

- (a) the right of Western Australia to enact and enforce its own statutes dealing with industrial relations for the betterment of Western Australian workers, employers and the general community;
- (b) the historical role and scope of the Western Australian Industrial Relations Commission; and
- (c) labour relations policies which offer an alternative from Commonwealth regimes.

***256. Standing Committee on Procedure and Privileges - Report No. 9 - SO 243 - Day Fixed for Third Reading (*Moved 30 May 2006*)**

Resumption of debate adjourned Hon Bruce Donaldson (Tuesday, 30 May 2006), on the motion of Hon George Cash as follows -

That the Report do lie upon the Table and be printed and adopted and agreed to.

See Standing Committee on Procedure and Privileges Report No. 9 (Tabled 30 May 2006).

99. Mismanagement of Curriculum Changes in Western Australian Schools (*Moved 18 August 2005*)

Resumption of debate adjourned (Sessional Order 7(2)) (Thursday, 18 August 2005) on the motion of Hon Barry House as follows -

That the Legislative Council condemns the Minister for Education and Training and the Gallop Government for mismanagement of curriculum changes in Western Australian schools and calls for -

- (a) a moratorium on further changes to Years 11 and 12, proposed from January 2006; and
- (b) a full, independent review of the Curriculum Council and the merits and implementation of Outcomes Based Education.

117. Withholding and Withdrawal of Funds From Rural and Regional Western Australia (*Moved 1 September 2005*)

Resumption of debate adjourned (Sessional Order 7(2)) (Thursday, 1 September 2005) on the amendment of Leader of the House as follows -

Line 1 - To delete "Gallop" and insert instead "Howard",
to the motion of Hon Nigel Hallett as follows -

That this House notes with grave concern the Gallop Government's withholding and withdrawal of funds from rural and regional Western Australia.

127. Multi-Purpose Taxis (*Moved 15 September 2005*)

Continuation of remarks adjourned (Sessional Order 7(2)) Hon Ken Travers - mins 28 (Thursday, 15 September 2005) on the motion of Hon Simon O'Brien as follows -

The House condemns the Government for its inability to develop a policy for Multi-Purpose Taxis (MPTs) that meets the needs of either owners or passengers and calls on the Government to place this area of public need in the hands of a Minister with some deeper empathy with those who need to use those who operate MPTs.

135. Review of Training Sector in Western Australia (*Moved 22 September 2005*)

Resumption of debate adjourned (Sessional Order 7(2)) (Thursday, 22 September 2005) on the motion of Hon Barry House as follows -

When reviewing the Training Sector in Western Australia the House urges the Government to take into account -

- (a) the need to introduce more flexibility for apprentices and trainees; and
- (b) acknowledges, not penalises, the important role private training providers perform alongside the Government system.

165. Water Initiatives in the Regions (*Moved 10 November 2005*)

Continuation of remarks adjourned (Sessional Order 7(2)) Hon Barry House - mins 15 (Thursday, 10 November 2005) on the amendment of the Leader of the House as follows -

To delete all words after "House" and substitute the following -

“

commends the Government on the widespread community engagement that has been undertaken to support the extensive water resources reform agenda in Western Australia and acknowledges the need for a variety of consultative mechanisms, including local community committees, depending on the nature of the matter being progressed.

”,

to the motion of Hon Ken Baston as follows -

That this House calls on the Government to initiate locally based committees in regions impacted by specific water initiatives, to thoroughly research environmental and sustainability issues for that region.

Leave granted continuation of remarks Hon Paul Llewellyn - mins 23 (Thursday, 10 November 2005).

217. Drug Use Paraphernalia in Western Australia - Ban on Sale (*Moved 6 April 2006*)

Continuation of remarks adjourned (Sessional Order 7(2)) Parliamentary Secretary representing the Minister for Health (Thursday, 6 April 2006) on the motion of Hon Donna Faragher as follows -

The House calls on the Government to immediately ban the sale of all drug-use paraphernalia in Western Australia.

228. Smoke-Taint Damage to Vineyards in the South West (*Moved 13 April 2006*)

Continuation of remarks adjourned (Sessional Order 7(2)) Leader of the House (Thursday, 13 April) on the motion of Hon Barry House as follows -

This House acknowledges smoke-taint damage to many vineyards in the South West and calls on CALM to consult more closely with vignerons and wine industry associations to introduce flexibility to the prescribed burning program to avoid conflict in the future.

250. Implementation of Upper School Courses of Study in 2007 (*Moved 11 May 2006*)

Continuation of remarks adjourned (Sessional Order 7(2)) Hon Ljiljanna Ravlich (Thursday, 11 May 2006) on the motion of Hon Peter Collier as follows -

In recognition of the significant concerns of the teaching profession of Western Australia and other educational interest groups, this House recommends that the upper school courses of study due for implementation in 2007 be delayed in order that the associated endemic problems can be resolved.

295. Residential Land Demand in Western Australia (*Moved 31 August 2006*)

Continuation of remarks adjourned (Sessional Order 7(2)) Parliamentary Secretary representing the Minister for Planning and Infrastructure - mins 23 (Thursday, 31 August 2006) on the motion of Hon Simon O'Brien as follows -

That this House notes -

- (1) That the inability of the Government to meet demand for residential land in Western Australia has resulted in a massive escalation in prices and other difficulties for intending home owners.
- (2) The contribution of the Minister for Planning and Infrastructure and the Treasurer to creating, sustaining and adding to the crisis.
- (3) The unwillingness of the Minister for Housing and Works and Consumer Protection to accept responsibility and take action to protect consumers who are falling victim to the unconscionable conduct of some sub-division developers, and

calls on Government to address these serious failings.

320. Carpenter Government - Performance and Consultation (*Moved 19 October 2006*)

Continuation of remarks adjourned (Sessional Order 7(2)) Hon Barbara Scott - mins 18 (Thursday, 19 October 2006) on the motion of Hon Simon O'Brien as follows -

That the House expresses its serious concern at the poor performance of the Carpenter Government, particularly the Government's failure to properly consult the public in respect of important decisions.

326. Water Resources Consumption Target (*Moved 26 October 2006*)

Continuation of introductory remarks adjourned (Sessional Order 7(2)) Hon Paul Llewellyn moving the following motion -

That this House notes that -

- (a) the State Government has adopted 155 kilolitres per capita as its annual water consumption target for the Perth metropolitan area;
- (b) this target essentially preserves the status quo rather than aiming for improvements in water use efficiency; and
- (c) a more ambitious target, backed by effective policy measures to achieve improvements in water use efficiency, would defer the need for developing new water sources such as the South West Yarragadee Aquifer,

and this House calls upon the Government to review its target for per capita water consumption in the Perth metropolitan area.

334. Department for Community Development Review Findings (*Moved 2 November 2006*)

Resumption of debate adjourned (Sessional Order 7(2)) Parliamentary Secretary representing the Minister for Community Development (Thursday, 2 November 2006) on the motion of Hon Robyn McSweeney as follows -

That this House expresses its serious concerns relating to events leading up to the tabling of the Report entitled "Ensuring concerns about Children and Young People's Safety are Heard" and the contents and findings contained within the Report.

387. Joint Standing Committee on Audit (21 March 2007)

Consideration of Legislative Assembly Message No. 215 as follows -

Mr President

Message No. 215

The Legislative Assembly acquaints the Legislative Council that it has agreed to the following resolution -

That for the purposes of the *Auditor General Act 2006* -

- (a) a Joint Standing Committee on Audit be established comprised of the members of the Legislative Assembly Public Accounts Committee and the Legislative Council Estimates and Financial Operations Committee, as appointed by the Houses from time to time;
- (b) the Chairman of the Public Accounts Committee will be the Chairman of the Joint Standing Committee; and
- (c) the Standing Orders of the Assembly relating to standing and select committees will otherwise be followed as far as they can be applied,

and requests the Legislative Council to agree to a similar resolution.

Diane Guise

Deputy Speaker

Legislative Assembly Chamber

Perth, 21 March 2007

229. Local Government Structure and Electoral Reform in Western Australia - Ministerial Statement and Tabled Paper *Minister for Local Government and Regional Development (Given 2 May 2006)*

Consideration. *See Tabled paper No. 1476.*

236. Metropolitan Region Scheme Amendment No. 1029/33 - Alkimos-Eglinton - Ministerial Statement *Parliamentary Secretary representing the Minister for Planning and Infrastructure (Given 10 May 2006)*

Consideration. *See Tabled paper Nos 1516 and 1517A-D.*

284. Dry Season Assistance Scheme 2006 - Ministerial Statement *Minister for Agriculture and Food (Given 22 August 2006)*

Consideration.

285. 2005 Election Statistics Adjustment - Response by Acting Electoral Commissioner - Ministerial Statement *Parliamentary Secretary representing the Minister for Electoral Affairs (Given 22 August 2006)*

Consideration.

297. Finalists in the Western Australian Inventor of the Year Award - Ministerial Statement *Minister for Agriculture and Food (Given 31 August 2006)*

Consideration.

309. Natural Resource Management Arrangements - Review - Ministerial Statement and Tabled Papers *Minister for Agriculture and Food (Given 28 September 2006)*

Consideration. *See Tabled paper Nos. 2036 and 2037.*

- 311. Annual Reports - Delay in Tabling - Ministerial Statement** *Minister for Education and Training (Given 28 September 2006)*

Consideration.

- 312. Department of Education and Training - Findings by Corruption and Crime Commission - Ministerial Statement** *Minister for Education and Training (Given 17 October 2006)*

Consideration.

- 313. Curriculum Council Act 1997 Review - Ministerial Statement and Tabled Paper** *Minister for Education and Training (Given 17 October 2006)*

Consideration. *See Tabled paper No. 2128.*

- 325. Drought Relief by Federal and State Governments - Ministerial Statement and Tabled Paper** *Minister for Agriculture and Food (Given 26 October 2006)*

Consideration. *See Tabled paper No. 2168.*

- 338. Review of Forest Products Act 2000 - Ministerial Statement** *Minister for Agriculture and Food (Given 16 November 2006)*

Consideration.

- 344. Premier's Awards for Excellence in Public Sector Management - Department of Fisheries - Ministerial Statement** *Minister for Fisheries (Given 23 November 2006)*

Consideration.

- 345. Charter of Rights for Children and Young People in Care - Ministerial Statement and Tabled Paper** *Parliamentary Secretary representing the Minister for Community Development (Given 23 November 2006)*

Consideration. *See Tabled paper No. 2279.*

- 352. Locusts - Spraying Program - Ministerial Statement** *Minister for Agriculture and Food (Given 5 December 2006)*

Consideration.

- 353. Disability Services - Companion Card - Ministerial Statement** *Parliamentary Secretary representing the Minister for Planning and Infrastructure (Given 5 December 2006)*

Consideration.

- 367. Corruption and Crime Commission - Statement by the President and Tabled Paper** *(Given 20 March 2007)*

Consideration. *See Tabled paper No. 2380.*

- 370. Ministerial Community Round Table on Child Protection - Ministerial Statement** *Minister for Child Protection (Given 20 March 2007)*

Consideration.

- 373. Western Australian Multicultural Community Service Awards - Ministerial Statement** *Minister for Local Government (Given 22 March 2007)*

Consideration.

- 381. Population Ageing - Access Economics Report - Ministerial Statement** *Minister for Child Protection (Given 4 April 2007)*

Consideration.

- 382. Whiteman Park and Environs - Metropolitan Region Scheme Amendment 1027/33 - Ministerial Statement and Tabled Papers** *Parliamentary Secretary representing the Minister for Planning and Infrastructure (Given 4 April 2007)*

Consideration. *See Tabled paper Nos 2606A-C and 2607.*

- 388. WorkChoices - Impact on Western Australian Women - Ministerial Statement** *Minister for Women's Interests (Given 1 May 2007)*

Consideration.

- 393. Racing and Wagering Western Australia - Kalgoorlie Board Meeting - Ministerial Statement** *Minister for Racing and Gaming (Given 2 May 2007)*

Consideration.

- 399. Foster Care Association - Annual Mothers' Day Morning Tea - Ministerial Statement** *Minister for Child Protection (Given 9 May 2007)*

Consideration.

- 400. Report of the Inquiry into the City of South Perth 2006 - Inquiry under Division 1 Part 8 of the Local Government Act 1995 - May 2007 - Ministerial Statement and Tabled Paper** *Leader of the House on behalf of the Minister for Local Government (Given 10 May 2007)*

Consideration. *See Tabled paper No. 2704.*

- 404. Biofuels Taskforce - Ministerial Statement and Tabled Paper** *Minister for Agriculture and Food (Given 10 May 2007)*

Consideration. *See Tabled paper No. 2708.*

- 407. West Coast and Gascoyne Demersal Scalefish Fisheries - Ministerial Statement and Tabled Paper** *Minister for Regional Development (Given 29 May 2007)*

Consideration. *See Tabled paper No. 2735.*

CONSIDERATION OF COMMITTEE REPORTS

- 289. Select Committee on the Adequacy of Foster Care Assessment Procedures by the Department for Community Development - Committee Report** *(Tabled 24 August 2006)*

Continuation of remarks Hon Barbara Scott (Thursday, 3 May 2007) on the motion that the report be noted. *See Tabled paper No. 1783.*

- 296. Joint Standing Committee on the Corruption and Crime Commission - Report No. 11 - Public Hearing Examining Outreach Programmes of the Corruption and Crime Commission - Committee Report** *(Tabled 31 August 2006)*

Continuation of introductory remarks Hon Ray Halligan (Thursday, 10 May 2007) on the motion that the report be noted. *See Tabled paper No. 1828.*

303. Joint Standing Committee on the Corruption and Crime Commission - Report No. 12 - Annual Report 2005-2006 - Committee Report (*Tabled 21 September 2006*)

Consideration. *See Tabled paper No. 1904.*

304. Joint Standing Committee on Delegated Legislation - Report No. 19 - Oaths, Affidavits and Statutory Declarations (Act Amendment) Regulations 2006 - Committee Report (*Tabled 21 September 2006*)

Consideration. *See Tabled paper No. 1905.*

305. Standing Committee on Public Administration - Report No. 2 - Compliance of the Department of Health with Recommendations of the Auditor General's 2001 Report on Life Matters - Management of Deliberate Self-Harm in Young People - Committee Report (*Tabled 21 September 2006*)

Consideration. *See Tabled paper No. 1906.*

318. Joint Standing Committee on the Corruption and Crime Commission - Report No. 13 - Ombudsman's Redress Guidelines - Information for Complainants - Committee Report (*Tabled 19 October 2006*)

Consideration. *See Tabled paper No. 2137.*

319. Joint Standing Committee on the Corruption and Crime Commission - Report No. 14 - Public Hearing with the Corruption and Crime Commission on 30 August 2006 - Committee Report (*Tabled 19 October 2006*)

Consideration. *See Tabled paper No. 2138.*

323. Joint Standing Committee on the Corruption and Crime Commission - Report No. 15 - Public Hearing with the Parliamentary Inspector of the Corruption and Crime Commission on 16 August 2006 - Committee Report (*Tabled 26 October 2006*)

Consideration. *See Tabled paper No. 2166.*

324. Joint Standing Committee on the Corruption and Crime Commission - Report No. 16 - Joint Standing Committee on the Corruption and Crime Commission to Continue After Dissolution of Parliament - Committee Report (*Tabled 26 October 2006*)

Consideration. *See Tabled paper No. 2167.*

339. Standing Committee on Uniform Legislation and Statutes Review - Report No. 16 - Interim Report in Relation to the Intergovernmental Agreement on the Reform of Commonwealth - State Financial Relations - Committee Report (*Tabled 22 November 2006*)

Consideration. *See Tabled paper No. 2268.*

350. Joint Standing Committee on Delegated Legislation - Report No. 21 - Strata Titles General Amendment Regulations (No. 4) 2006 - Committee Report (*Tabled 5 December 2006*)

Consideration. *See Tabled paper No. 2301.*

351. Joint Standing Committee on the Corruption and Crime Commission - Report No. 17 - Inquiry into the Future Operation of Witness Protection Programmes in WA - Interim Report of ACC Reports into the Death of a Protected Witness - Committee Report (*Tabled 5 December 2006*)

Consideration. *See Tabled paper No. 2302.*

359. Standing Committee on Environment and Public Affairs - Report No. 6 - Overview of Petitions - Committee Report (*Tabled 6 December 2006*)

Consideration. *See Tabled paper No. 2316.*

363. Standing Committee on Environment and Public Affairs - Report No. 7 - A Petition into the Proposed Marina at Point Peron - Committee Report (*Tabled 7 December 2006*)

Consideration. *See Tabled paper No. 2334.*

364. Standing Committee on Legislation - Report No. 6 - Annual Report 2006 - Committee Report (*Tabled 7 December 2006*)

Consideration. *See Tabled paper No. 2335.*

365. Standing Committee on Public Administration - Report No. 3 - Annual Report 2006 - Committee Report (*Tabled 7 December 2006*)

Consideration. *See Tabled paper No. 2336.*

366. Select Committee into the Department of Education and Training - Committee Report (*Tabled 7 December 2006*)

Consideration. *See Tabled paper No. 2338.*

368. Standing Committee on Estimates and Financial Operations - Special Report - Matter of Privilege - Committee Report (*Tabled 20 March 2007*)

Consideration. *See Tabled paper No. 2386.*

374. Joint Standing Committee on the Corruption and Crime Commission - Report No. 18 - Hearing with the Corruption and Crime Commission on 22 November 2006 - Committee Report (*Tabled 22 March 2007*)

Consideration. *See Tabled paper No. 2413.*

375. Joint Standing Committee on the Corruption and Crime Commission - Report No. 19 - Hearing with the Parliamentary Inspector of the Corruption and Crime Commission on 12 December 2006 - Committee Report (*Tabled 22 March 2007*)

Consideration. *See Tabled paper No. 2414.*

376. Joint Standing Committee on Delegated Legislation - Report No. 22 - Annual Report 2006 - Committee Report (*Tabled 28 March 2007*)

Consideration. *See Tabled paper No. 2554.*

377. Joint Standing Committee on the Corruption and Crime Commission - Report No. 20 - Public Hearing with the Integrity Coordinating Group on 13 September 2006 - Committee Report (*Tabled 29 March 2007*)

Consideration. *See Tabled paper No. 2577.*

378. Joint Standing Committee on the Corruption and Crime Commission - Report No. 21 - Report on Release of Records Pertaining to the Joint Standing Committee on the Corruption and Crime Commission and its Predecessor the Joint Standing Committee on the Anti-Corruption Commission - Committee Report (*Tabled 29 March 2007*)

Consideration. *See Tabled paper No. 2578.*

- 385. Joint Standing Committee on the Corruption and Crime Commission - Report No. 22 - Public Hearing with the Corruption and Crime Commission on 21 March 2007 - Committee Report** (*Tabled 5 April 2007*)

Consideration. *See Tabled paper No. 2617.*

- 386. Joint Standing Committee on the Corruption and Crime Commission - Report No. 23 - Examination of the 2005-2006 Annual Report of the Corruption and Crime Commission - Committee Report** (*Tabled 5 April 2007*)

Consideration. *See Tabled paper No. 2618.*

- 389. Standing Committee on Uniform Legislation and Statutes Review - Report No. 17 - Annual Report 2006 - Committee Report** (*Tabled 1 May 2007*)

Consideration. *See Tabled paper No. 2623.*

- 394. Standing Committee on Public Administration - Report No. 4 - A Matter Arising from the Committee's Annual Report 2006 - Management of Asbestos Containing Materials in Western Australian Schools - Committee Report** (*Tabled 2 May 2007*)

Consideration. *See Tabled paper No. 2634.*

- 398. Standing Committee on Environment and Public Affairs - Report No. 9 - Annual Report 2006 - Committee Report** (*Tabled 8 May 2007*)

Consideration. *See Tabled paper No. 2671.*

- 402. Standing Committee on Uniform Legislation and Statutes Review - Report No. 18 - Consumer Credit (Queensland) and Another Act Amendment Bill 2007 (QLD) - Committee Report** (*Tabled 10 May 2007*)

Consideration. *See Tabled paper No. 2706.*

- 408. Standing Committee on Estimates and Financial Operations - Report No. 7 - Annual Report 2006 - Committee Report** (*Tabled 29 May 2007*)

Consideration. *See Tabled paper No. 2736.*

- 409. Joint Standing Committee on the Corruption and Crime Commission - Report No. 24 - Interim Report on Amendments to the Corruption and Crime Commission Act 2003 - A Public Interest Monitor - Committee Report** (*Deemed Tabled 17 May 2007*)

Consideration. *See Tabled paper No. 2716.*

- 410. Joint Standing Committee on the Corruption and Crime Commission - Report No. 25 - Report on Past Misconduct Inquiry - Western Australia Police - Committee Report** (*Deemed Tabled 17 May 2007*)

Consideration. *See Tabled paper No. 2717.*

BILLS REFERRED TO COMMITTEES

315. Statutes (Repeals and Minor Amendments) Bill 2006 [LA 170-1] Minister for Child Protection

Discharged and referred to the Standing Committee on Uniform Legislation and Statutes Review (Wednesday, 18 October 2006).

Second reading adjourned (Wednesday, 18 October 2006).

346. Criminal Law and Evidence Amendment Bill 2006 [LA 145-2] Minister for Child Protection

Discharged and referred to the Standing Committee on Legislation (Wednesday, 21 March 2007) and to report by Tuesday, 7 August 2007 - Hon Donna Faragher is substitute for Hon Ken Baston.

Second reading continuation of remarks Hon Giz Watson - mins 25 (Tuesday, 20 March 2007).

11. Trans-Tasman Mutual Recognition (Western Australia) Bill 2005 [LC 015-1B] Leader of the House

Discharged and referred to the Standing Committee on Legislation (Thursday, 3 May 2007) and to report by Thursday, 7 June 2007.

Second reading adjourned Hon Bruce Donaldson (Tuesday, 21 June 2005). (SO 230A no longer applies). *See Standing Committee on Uniform Legislation and General Purposes Report No. 4 (Tabled 17 October 2002).*

MATTERS REFERRED TO COMMITTEES

15. Report by Chairman of Committees - Reflections on the Legislative Council Committee System and its Operations During the 36th Parliament - Discussions with the Chairs and Deputy Chairs of Parliamentary Committees (Referred 19 May 2005)

Now stands referred to the Standing Committee on Procedure and Privileges. *See Tabled paper No. 367.*

51. Standing Committee on Uniform Legislation and Statutes Review - Intergovernmental Agreement on the Reform of Commonwealth - State Financial Relations (Referred 19 October 2005)

On the motion of Hon Simon O'Brien, as amended, as follows -

That the Standing Committee on Uniform Legislation and Statutes Review do inquire into and report on the Intergovernmental Agreement on the Reform of Commonwealth - State Financial Relations including -

- (a) the implementation of that Agreement;
- (b) any reviews required by that Agreement;
- (c) the possible impact of any matters proposed or arising under any review;
- (d) any related issues the Committee considers appropriate;

- (e) the fiscal benefits flowing to the Commonwealth from the economic development of Western Australia;
- (f) the extent of, reasons for and ways to ameliorate Western Australia's fiscal subsidy to the rest of the Australian Federation; and
- (g) the relative extent of and potential for Commonwealth direct investment in Western Australian infrastructure.

Now stands referred to the Standing Committee on Uniform Legislation and Statutes Review.

67. Select Committee into Public Obstetric Services - Establishment (*Referred 24 May 2006*)

On the motion of Hon Helen Morton, as amended, as follows -

- (1) That a Select Committee of four members is appointed, any three of whom constitute a quorum to inquire into and report on -
 - (a) the adequacy of the decision making process undertaken to determine that the provision of public obstetric services should be restricted in the metropolitan area to KEMH, the proposed Fiona Stanley Hospital and four peripheral hospitals, as outlined in the WA Health Clinical Services Framework 2005 - 2015 (September 2005), specifically the extent to which -
 - (i) the community was appropriately consulted;
 - (ii) the community views were incorporated into the decision making process;
 - (iii) the community received feedback about how their views were treated;
 - (iv) this determination had regard to evidence applicable to Western Australia in respect of service quality, service sustainability, risk management, cost benefit analysis, and consumer satisfaction; and
 - (b) the models of obstetric service being considered by the Government, including community based midwifery, and the extent to which -
 - (i) the community will be appropriately consulted;
 - (ii) the community views will be incorporated into the decision making process;
 - (iii) the community will receive feedback about how their views were treated;
 - (iv) this determination will have regard to evidence applicable to Western Australia in respect of service quality, service sustainability, risk management, cost benefit analysis, and consumer satisfaction.
- (2) The Committee, and the proceedings of the Committee, are subject to Chapter XXII of Standing Orders and it is to be regarded for all purposes as a committee appointed under that Chapter.
- (3) The Committee may present interim reports without a requirement for leave and is to report finally not later than 30 March 2007.

Extension of reporting date granted to 28 June 2007 (7 December 2006).

103. Select Committee of Privilege on a Matter Arising in the Standing Committee on Estimates and Financial Operations - Establishment (*Established 21 March 2007*)

On the motion of Hon Giz Watson, as amended, as follows -

That -

- (1) A Select Committee of Privilege be appointed to inquire into and report on -
 - (a) whether there has been any disclosure of deliberations of the Standing Committee on Estimates and Financial Operations relating to a proposed inquiry into the State's Iron Ore industry;
 - (b) if so, whether such disclosure constitutes a breach of the privileges, or is a contempt, of this House; and
 - (c) if the Committee so finds, what penalty, if any, the House might impose for the breach or contempt.
- (2) The Committee have access to documents in the possession or under the control of the Standing Committee on Estimates and Financial Operations relevant to the inquiry.
- (3) The Committee have power to send for persons, papers and records and to travel from place to place.
- (4) The Committee have power to meet at any time when the Legislative Council is not sitting or a sitting is suspended.
- (5) The Committee may present interim reports without a requirement for leave and is to present its final report to the House not later than Wednesday, 30 May 2007.

Extension of reporting date granted to Thursday, 30 August 2007 (1 May 2007).

See Standing Committee on Estimates and Financial Operations Special Report - Matter of Privilege (Tabled 20 March 2007) Tabled paper No. 2386.

GOVERNMENT RESPONSES

<i>Committee</i>	<i>Minister</i>	<i>Due Date</i>
Standing Committee on Environment and Public Affairs <i>Report No 10: Chemical Use by the Agriculture Protection Board - 1970-1985</i> Tabled 21 October 2004. <i>See Tabled paper No. 2755.</i>	Minister for Agriculture, Forestry and Fisheries	21 February 2005

<i>Committee</i>	<i>Minister</i>	<i>Due Date</i>
Standing Committee on Environment and Public Affairs <i>Report No 13: A Petition on Primary Midwifery Care</i> Tabled 16 November 2004. See Tabled paper No. 2918.	Minister for Health	16 March 2005
Standing Committee on Uniform Legislation and General Purposes Committee <i>Report No 23: Sessional Report: Second Session of Thirty-Sixth Parliament</i> Tabled 18 November 2004. See Tabled paper No. 2932.	Premier, Minister for State and Federal Relations	18 March 2005
Standing Committee on Environment and Public Affairs <i>Report No 7: Petition in relation to the Proposed Marina at Point Peron</i> Tabled 7 December 2006. See Tabled paper No. 2334	Minister for Planning and Infrastructure	7 April 2007

* For amendments see Supplementary Notice Paper and/or Committee Report
 For a list of all Petitions tabled see cumulative Tabled Paper list.

MALCOLM PEACOCK

Acting Clerk of the Legislative Council