

LEGISLATIVE COUNCIL
WEDNESDAY, 12 MARCH 2008

4.00pm

Prayers

4.00PM - ORDER OF BUSINESS

Petitions

(Hon Simon O'Brien)
(Hon Ray Halligan)

Statements by Ministers and Parliamentary Secretaries

Papers for Tabling

(Parliamentary Secretary representing the Minister for Planning and
Infrastructure)

Notice of Questions

Notices of Motions for Disallowance

Notices of Motions to Introduce Bills

Notices of Motions

Motions without Notice

4.00pm Motions on Notice

5.00pm Questions without Notice

5.30pm Orders of the Day

10.00pm House adjourns

MOTIONS ON NOTICE

63. Health, Education and Law and Order - Crises (*Notice given 27 September 2007*)

Continuation of introductory remarks Hon Ray Halligan (Thursday, 28 February 2008) in moving the following motion -

That this House condemns the Government for refusing to acknowledge that over its terms in office it has contributed to the crises continuing to plague our communities in the areas of health, education and law and order.

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.

62. Alcoa - Supplementary Property Purchase Plan (*Notice given 19 June 2007*)

Hon Robyn McSweeney: To move -

That given the serious concern expressed by landholders regarding the compensation processes related to the current Alcoa expansion, the Standing Committee on Environment and Public Affairs be required to conduct an inquiry into the fairness and just terms of the *Supplementary Property Purchase Program* (SPPP) and to report back by 14 August 2007.

The business listed for today's sitting and sequence in which it is to be considered may be altered by the House without notice. Members and other persons are advised to check the status of an item in which they have an interest in the course of today's sitting. Electronic version available on the Parliament's Internet site at www.parliament.wa.gov.au.

ORDERS OF THE DAY

547. Prohibition on Commercial Fishing (Metropolitan Waters) Order 2007 - Disallowance

Moved *pro forma* (SO 152(b)) Thursday, 29 November 2007 on the motion of Hon Bruce Donaldson (Question to be put at this day's sitting)

That the *Prohibition on Commercial Fishing (Metropolitan Waters) Order 2007* published in the *Gazette* on 13 November 2007 and tabled in the Legislative Council on 22 November 2007 under the *Fish Resources Management Act 1994*, be and is hereby disallowed. (Tabled paper 3528).

568. Rights in Water and Irrigation Amendment Regulations (No. 3) 2007 - Disallowance

Moved *pro forma* (SO 152(b)) Tuesday, 11 March 2008 on the motion of Hon Barry House (Days remaining 9 after today)

That the *Rights in Water and Irrigation Amendment Regulations (No. 3) 2007* published in the *Gazette* on 28 December 2007 and tabled in the Legislative Council on 21 February 2008 under the *Rights in Water and Irrigations Act 1914*, be and are hereby disallowed. (Tabled paper 3658).

530. Prostitution Amendment Bill 2007 [LA 226-2] Minister for Child Protection representing the Attorney General

Second reading adjourned Leader of the House (Tuesday, 11 March 2008).

477. Parental Support and Responsibility Bill 2005 [LA 041-1] (18 September 2007)

Resumption of debate adjourned in Committee of the Whole (Tuesday, 11 March 2008), on the motion of Minister for Child Protection as follows -

Amendment No. 21

Agrees to the Legislative Assembly's substituted amendment and makes a further amendment:

Clause 18, page 14, after line 28 — To insert —

“

- (b) if relevant — the income of the child's family, the extent to which that income is derived from income support and any restrictions on the use, or reduction or suspension, of that income under a law of the State or the Commonwealth;

”.

Amendment 23

New amendments as alternatives to Amendment 23:

Clause 20, page 16, line 8 — To delete “\$2 000” and insert instead —

“ \$200 ”.

Clause 20, page 16, lines 12 to 14 — To delete the lines and insert instead —

“

- (3) The CEO cannot give approval under subsection (2) unless the CEO —
 - (a) is satisfied that all reasonable efforts to assist and encourage the parent to comply with the order have failed; and
 - (b) has taken into account the income of the child’s family, the extent to which that income is derived from income support and any restrictions on the use, or reduction or suspension, of that income under a law of the State or the Commonwealth.

”.

Amendment 39

New amendment as an alternative to Amendment 39:

Clause 35, page 23, after line 27 — To insert —

“

- (5) The warrant of execution may not be executed so as to seize or sell any property unless the Sheriff is satisfied that —
 - (a) the property is wholly owned by the person in respect of whom the warrant is issued; and
 - (b) it would not be detrimental to the welfare of a child of the person to seize or sell the property.

”

to the Legislative Assembly Message No. 243 as follows -

Mr President.

The Legislative Assembly acquaints the Legislative Council that it has considered the amendments made by the Legislative Council in the *Parental Support and Responsibility Bill 2005*, has agreed to Amendments Nos 1 to 3, 5, 9, 13, 37, 38, 46 and 47; has disagreed to Amendments Nos 4, 6 to 8, 10 to 12, 14, 16, 18, 19, 23 to 36, 39 to 45, 49 and 50; has disagreed to Amendments Nos 15, 17 and 20 to 22 and substituted new amendments in their place, and has agreed to Amendment No. 48 subject to further amendments, as set forth in the Schedule annexed, in which the Legislative Assembly desires the Legislative Council’s concurrence.

Judith Hughes

Acting Speaker

Legislative Assembly Chamber

Perth, 6 September 2007

The business listed for today’s sitting and sequence in which it is to be considered may be altered by the House without notice. Members and other persons are advised to check the status of an item in which they have an interest in the course of today’s sitting. Electronic version available on the Parliament’s Internet site at www.parliament.wa.gov.au.

499. State Supply Commission Amendment Bill 2007 [LA 225-1] Parliamentary Secretary representing the Treasurer

Second reading adjourned Leader of the House (Tuesday, 11 March 2008). Leave granted continuation of remarks Hon Simon O'Brien - mins 43 (Tuesday, 11 March 2008).

501. Mines Safety and Inspection Amendment Bill 2007 [LA 210-1] Minister for Employment Protection

Second reading adjourned Minister for Local Government (Thursday, 28 February 2008).

***479. Human Reproductive Technology Amendment Bill 2007 [LA 194-1] Minister for Child Protection**

Second reading continuation of remarks Hon Ed Dermer - mins 6 (Thursday, 6 December 2007). (Standing Order 230A no longer applies). *See Standing Committee on Uniform Legislation and Statutes Review Report No. 23 (Tabled 18 October 2007). cf SNP 194 Issue 1 - 4 December 2007.*

***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).*

***534. Medical Practitioners Bill 2006 [LA 183-2] Minister for Child Protection representing the Minister for Health**

Second reading adjourned (Wednesday, 21 November 2007). (Standing Order 230A no longer applies). *See Standing Committee on Uniform Legislation and Statutes Review Report No. 25 (Tabled 19 February 2008). cf SNP 183 Issue 1 - 27 February 2008.*

***538. Legal Profession Bill 2007 [LA 245-1] Minister for Child Protection representing the Attorney General**

Second reading adjourned (Wednesday, 21 November 2007). (Standing Order 230A no longer applies). *See Standing Committee on Uniform Legislation and Statutes Review Report No. 26 (Tabled 19 February 2008). cf SNP 245 Issue 1 - 27 February 2008.*

532. Nuclear Facilities Prohibition Bill 2007 [LA 212-1] Leader of the House representing the Minister for Energy

Second reading adjourned (Thursday, 15 November 2007).

500. Occupational Safety and Health Legislation Amendment Bill 2007 [LA 223-1] Minister for Employment Protection

Second reading adjourned (Tuesday, 16 October 2007).

* For amendments see Supplementary Notice Paper and/or Committee Report

MALCOLM PEACOCK

Clerk of the Legislative Council