

WESTERN AUSTRALIA

LEGISLATIVE COUNCIL

MINUTES OF PROCEEDINGS

No. 170

WEDNESDAY, 14 NOVEMBER 2007

1. Meeting of Council

The Council assembled at 4.00pm pursuant to order.

The President, Hon Nick Griffiths, took the Chair and read prayers.

2. Papers

The following Papers were laid on the Table by -

President

Letters

Facsimile letter from Steven Penglis of Freehills to the President of the Legislative Council in regards to the Select Committee of Privilege on a Matter Arising in the Standing Committee on Estimates and Financial Operations
(Date received 14/11/07) 3474

Leader of the House

Regulations -

Veterinary Surgeons Act 1960 (Veterinary Surgeons Amendment Regulations (No. 3) 2007
G.G. 19/10/2007)..... 3469

Minister for Local Government

Annual Reports -

State Training Board (2006-2007) (Date received 13/11/2007)..... 3470

Minister for Child Protection

Annual Reports -

Commission for Occupational Safety and Health (2006-2007) (Date received 13/11/2007) 3471

Regulations -

Juries Act 1957 (Juries (Allowances to Jurors) Amendment Regulations (No. 2) 2007
G.G. 19/10/2007)..... 3472

Parliamentary Secretary representing the Minister for Planning and Infrastructure

Annual Reports -

Builders' Registration Board (2006-2007) (Date received 13/11/2007) 3473

3. Teacher Shortage

Motion No. 55 having been read, Hon Peter Collier continued his introductory remarks in moving the following motion -

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.

4. Questions Without Notice

Questions without notice were taken.

The Leader of the House representing the Minister for Resources tabled documents in relation to a letter from the Department of Industry and Resources to Midwest Corporation Limited relating to a report on exploration activities (Blue Hills Rare and Priority Flora Survey), in response to a question without notice asked by Hon Giz Watson. (Tabled paper 3475).

The Minister for Local Government representing the Minister for Education and Training tabled, and by leave incorporated into Hansard, documents in relation to details of the Corporate Executive of the Department of Education and Training, in response to a question without notice asked by Hon Peter Collier. (Tabled paper 3476).

The Minister for Local Government on behalf of the Minister for Regional Development representing the Minister for Police and Emergency Services tabled, and by leave incorporated into Hansard, documents in relation to details of 'move on' notices that have been issued to people who are Aboriginal or Torres Strait Islanders, in response to a question without notice asked by Hon Giz Watson. (Tabled paper 3477).

The Leader of the House representing the Minister for Energy tabled documents in relation to the estimated headworks charge for a new connection to a small business and single residential block requiring 25kVA, in country towns, in response to question on notice No. 5536 asked by Hon Murray Criddle. (Tabled paper 3478).

The Leader of the House representing the Minister for Energy tabled documents in relation to details of electricity outages in the Margaret River/Cowaramup areas for the 12 months to 30 September 2007, in response to question on notice No. 5548 asked by Hon Barry House. (Tabled paper 3479).

The Minister for Local Government representing the Minister for Education and Training in accordance with Standing Order No 138(d), advised that an answer to question on notice No. 5531 asked by Hon Ray Halligan will be provided by 29 November 2007.

The Minister for Local Government representing the Minister for Education and Training in accordance with Standing Order No 138(d), advised that an answer to question on notice No. 5532 asked by Hon Peter Collier will be provided by 29 November 2007.

5. Teacher Shortage

Debate resumed on the motion of Hon Peter Collier (cf item 3 above).

Interruption of Debate [SO 195].

6. Order of Business

Ordered - That Motion No. 65, *Report of the Select Committee of Privilege on a Matter Arising in the Standing Committee On Estimates And Financial Operations*, be made an Order of the Day for the next sitting. (Leader of the House).

Ordered - That Orders of the Day Nos 484, *Mooring Amendment Regulations 2007*, 485, *Rights in Water and Irrigation Amendment Regulations 2007*, 486, *City of Armadale - Signs Local Law 2007*, 489, *Rights in Water and Irrigation Amendment Regulations 2007*, 490, *Rights in Water and Irrigation Amendment Regulations 2007*, 509, *Shire of Menzies - Dogs Local Law 2007*, 510, *Shire of Northampton - Health Local Laws 2007*, 511, *Shire of Goomalling - Refuse Disposal Facilities Local Law 2007*, 512, *Shire of Goomalling - Local Law Relating to Fencing 2007*, 513, *Shire of Goomalling - Management and Control of Goomalling Cemetery Local Law 2007*, 514, *Shire of Goomalling - Health Local Laws 2007*, 515, *Poisons Amendment Regulations (No. 2) 2007*, 516, *Gene Technology Regulations 2007* and 517, *Occupational Therapists Regulations 2007*, be taken after Order of the Day No. 499, *State Supply Commission Amendment Bill 2007*. (Leader of the House).

7. Trans-Tasman Mutual Recognition (Western Australia) Bill 2005

The Order of the Day having been read for the consideration of the Committee's report upon this Bill.

The Leader of the House moved, That the report be adopted.

Question - put and passed.

Ordered - That the third reading of the Bill be made an Order of the Day for the next sitting.

8. Surrogacy Bill 2007

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

Debate resumed.

Hon Bruce Donaldson moved, without notice -

That Order of the Day No. 478, the *Surrogacy Bill 2007* be discharged and referred to the Standing Committee on Legislation for consideration and report not later than Thursday, 10 April 2008.

Question - put.

The House divided.

Ayes (18)

Hon Ken Baston
Hon George Cash
Hon Vincent Catania
Hon Peter Collier
Hon Murray Criddle
Hon Ed Dermer
Hon Kate Doust
Hon Brian Ellis
Hon Donna Faragher

Hon Anthony Fels
Hon Nigel Hallett
Hon Ray Halligan
Hon Barry House
Hon Robyn McSweeney
Hon Helen Morton
Hon Simon O'Brien
Hon Barbara Scott
Hon Bruce Donaldson (*Teller*)

Noes (10)

Hon Kim Chance
Hon Sue Ellery
Hon Adele Farina
Hon Graham Giffard
Hon Paul Llewellyn

Hon Sheila Mills
Hon Ljiljanna Ravlich
Hon Sally Talbot
Hon Giz Watson
Hon Ken Travers (*Teller*)

Question thus passed.

The Order of the Day discharged and the Bill referred to the Standing Committee on Legislation.

9. Industrial and Related Legislation Amendment Bill 2007

The Deputy President reported the receipt of Message No. 264 from the Legislative Assembly forwarding the Bill for concurrence.

The Minister for Child Protection representing the Minister for Employment Protection moved, That the Bill be now read a first time.

Question - put and passed.

Bill read a first time.

The Minister for Child Protection representing the Minister for Employment Protection moved, That the Bill be now read a second time.

Debate stands adjourned.

10. Joint Standing Committee on Delegated Legislation - Assembly Membership

The following Message from the Legislative Assembly was reported -

Mr President

Message No. 265

The Legislative Assembly acquaints the Legislative Council that Mr A.D. McRae, MLA, has been appointed to the Joint Standing Committee on Delegated Legislation to fill the vacancy caused by the resignation of Ms J.A. Radisich, MLA.

Mr F. Riebeling

Speaker

Legislative Assembly Chamber

Perth, 14 November 2007

11. Adjournment

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

Debate ensued.

Question - put and passed.

The House adjourned at 10.08pm until Thursday, 15 November 2007 at 11.00am.

Members present during the day's proceedings

Attendance: Present all Members except Hon Shelley Archer, Hon Matt Benson-Lidholm and Hon Jon Ford.

MALCOLM PEACOCK
Clerk of the Legislative Council

HON NICK GRIFFITHS
President of the Legislative Council