

WESTERN AUSTRALIA

# LEGISLATIVE COUNCIL

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## MINUTES OF PROCEEDINGS

No. 215

THURSDAY, 10 SEPTEMBER 2020

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### 1. Meeting of Council

The Council assembled at 10.00am pursuant to order.

The President, Hon Kate Doust, took the Chair.

Prayers and an Acknowledgement of Country were read.

### 2. COVID-19 Response and Economic Recovery Omnibus Bill 2020

The following Message from the Legislative Assembly was reported —

Madam President

Message No. 219

The Legislative Assembly acquaints the Legislative Council that it has agreed to the amendments made by the Legislative Council in the *COVID-19 Response and Economic Recovery Omnibus Bill 2020*.

Mr I.C. Blayney

Acting Speaker

Legislative Assembly Chamber

Perth, 9 September 2020

### 3. Statement by President — Survey of Members of Parliament feedback on the Office of the Auditor General's services and Reports

The President made the following Statement —

I received a letter from the Chair of the Standing Committee on Estimates and Financial Operations regarding the Office of the Auditor General's survey of Members of Parliament. It says —

I advise that the Auditor General recently contacted the Standing Committee on Estimates and Financial Operations regarding the annual survey of Members of Parliament feedback on the Office of the Auditor General's services and reports.

The Committee has a formal working relationship with the Office of the Auditor General pursuant to the *Auditor General Act 2006* and takes an active interest in the work of the Office.

I advise that the survey is currently underway and closes on 23 September 2020. Given the short timeframe, the Committee encourages all Members of Parliament to participate in the survey as soon as possible.

Yours sincerely

Hon Alanna Clohesy MLC

Chair

#### 4. Ministerial Statement — Revised Parliamentary Sitting Calendar 2020

The Leader of the House made a Ministerial Statement with respect to the revised parliamentary sitting calendar for 2020 to facilitate the tabling of the 2020-2021 budget papers.

The Leader of the House tabled a revised parliamentary sitting calendar for 2020. (Tabled Paper 4187).

#### 5. Ministerial Statement — World Suicide Prevention Day

The Parliamentary Secretary to the Minister for Mental Health made a Ministerial Statement with respect to World Suicide Prevention Day and R U OK? Day.

#### 6. Papers

The following Papers were laid on the Table by —

##### Leader of the House

*Annual Reports* —

Lotterywest (2019-20) (Date received 10/09/2020) ..... 4185

##### Leader of the House on behalf of the Minister for Environment

*Proposals* —

Land Administration Act 1997 — Submission No. 12/2020 — Easement in Class A Reserve No. 10176 to protect water supply infrastructure that has been installed as part of the Millstream to Greenbushes pipeline and Bridgetown Regional Water Supply Scheme upgrade ..... 4186

#### 7. Standing Committee on Legislation — Report 44 — Children and Community Services Amendment Bill 2019

Hon Dr Sally Talbot presented Report 44 of the Standing Committee on Legislation, *Children and Community Services Amendment Bill 2019*. (Tabled Paper 4188).

#### 8. Transport Regulations Amendment (Fees and Charges) Regulations (No. 2) 2020 — Disallowance

Hon Robin Chapple: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Transport Regulations Amendment (Fees and Charges) Regulations (No. 2) 2020* published in the *Gazette* on 9 June 2020 and tabled in the Legislative Council on 16 June 2020 under the *Road Traffic (Administration) Act 2008*; *Road Traffic (Authorisation to Drive) Act 2008*; *Road Traffic (Vehicles) Act 2012*; *Western Australian Marine Act 1982*; and *Western Australian Photo Card Act 2014*, be and are hereby disallowed. (Tabled paper 3952).

#### 9. Energy Operators (Electricity Generation and Retail Corporation) (Charges) Amendment By-laws 2020 — Disallowance

Hon Robin Chapple: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Energy Operators (Electricity Generation and Retail Corporation) (Charges) Amendment By-laws 2020* published in the *Gazette* on 9 June 2020 and tabled in the Legislative Council on 16 June 2020 under the *Energy Operators (Powers) Act 1979*, be and are hereby disallowed. (Tabled paper 3945).

#### 10. Homelessness in Western Australia

Hon Alison Xamon: To move on the next day of sitting —

That this House —

- (a) expresses its grave concern about growing rates of homelessness in Western Australia;
- (b) recognises that the WA Labor Government's initiatives and announcements to date are wholly insufficient to address this crisis; and

- (c) condemns the WA Labor Government for failing to take a whole of government approach to homelessness, acknowledging particularly the failed intersections between homelessness responses and WA Police, Transport, Justice, mental health, and alcohol and other drug services.

## 11. Agricultural Industry in Western Australia

Non-Government Business No. 1 having been called, Hon Dr Steve Thomas moved, without notice —

That this House notes the failure of the Minister for Agriculture and Food to support the agricultural industry in Western Australia, especially the traditional agricultural sector that delivers over 90% of our production, and notes in particular the Minister's apparent —

- (a) opposition to live export;
- (b) opposition to genetically modified crops;
- (c) opposition to the use of glyphosate;
- (d) failure to find a real solution to the impending farm labour shortage crisis;
- (e) failure to control invasive weeds and pests, noting the recent Auditor General's report;
- (f) victim blaming approach to farm invasion protection for farmers; while at the same time her
- (g) failure to hold anyone to account for the mass cattle deaths on Yandeyarra and Noonkanbah stations.

Debate ensued.

*Motion lapsed.*

## 12. Electoral Amendment Bill 2020

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

Debate resumed.

*The President left the Chair at 11.34am*

*The Acting President resumed the Chair at 11.47am*

Debate resumed.

Hon Aaron Stonehouse moved, without notice —

- (a) The *Electoral Amendment Bill 2020* is discharged and referred to the Standing Committee on Legislation for consideration and report by no later than 9 October 2020; and
- (b) the Committee has the power to inquire into and report on the policy of the Bill.

Debate ensued.

Hon Simon O'Brien moved to amend the motion as follows —

To delete "9 October" and insert:

12 November

Debate ensued.

Amendment — put.

The Council divided.

**Ayes (15)**

Hon Martin Aldridge  
 Hon Jim Chown  
 Hon Peter Collier  
 Hon Donna Faragher  
 Hon Nick Goiran  
 Hon Colin Holt  
 Hon Rick Mazza  
 Hon Simon O'Brien

Hon Robin Scott  
 Hon Tjorn Sibma  
 Hon Charles Smith  
 Hon Aaron Stonehouse  
 Hon Dr Steve Thomas  
 Hon Colin Tincknell  
 Hon Ken Baston (*Teller*)

**Noes (14)**

Hon Robin Chapple  
 Hon Tim Clifford  
 Hon Alanna Clohesy  
 Hon Stephen Dawson  
 Hon Sue Ellery  
 Hon Diane Evers  
 Hon Laurie Graham

Hon Alannah MacTiernan  
 Hon Martin Pritchard  
 Hon Samantha Rowe  
 Hon Matthew Swinbourn  
 Hon Darren West  
 Hon Alison Xamon  
 Hon Pierre Yang (*Teller*)

Amendment thus passed.

**13. Questions Without Notice**

Questions without notice were taken.

Hon Martin Aldridge, by leave, incorporated into *Hansard* a question without notice in relation to a police-specific compensation scheme.

**14. Electoral Amendment Bill 2020**

Debate resumed on the motion, as amended, of Hon Aaron Stonehouse as follows (*see item 12 above*) —

- (a) The *Electoral Amendment Bill 2020* is discharged and referred to the Standing Committee on Legislation for consideration and report by no later than 12 November 2020; and
- (b) the Committee has the power to inquire into and report on the policy of the Bill.

Question — put.

The Council divided.

**Ayes (15)**

Hon Martin Aldridge  
 Hon Jim Chown  
 Hon Peter Collier  
 Hon Donna Faragher  
 Hon Nick Goiran  
 Hon Colin Holt  
 Hon Rick Mazza  
 Hon Simon O'Brien

Hon Robin Scott  
 Hon Tjorn Sibma  
 Hon Charles Smith  
 Hon Aaron Stonehouse  
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Hon Alannah MacTiernan  
Hon Martin Pritchard  
Hon Samantha Rowe  
Hon Matthew Swinbourn  
Hon Darren West  
Hon Alison Xamon  
Hon Pierre Yang (*Teller*)

Question thus passed.

Debate stands adjourned and Bill discharged and referred to the Standing Committee on Legislation.

**15. Members' Statements**

Statements were taken.

Hon Pierre Yang, by leave, tabled reviews of an app available on an Apple device. (Tabled Paper 4189).

**16. Adjournment**

The Council adjourned at 6.01pm until Tuesday, 15 September 2020 at 2.00pm.

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

Attendance: Present all Members except Hon Jacqui Boydell, Hon Colin de Grussa, Hon Adele Farina, Hon Kyle McGinn and Hon Michael Mischin.

**NIGEL PRATT**  
Clerk of the Legislative Council

**HON KATE DOUST MLC**  
President of the Legislative Council