



LEGISLATIVE COUNCIL

THURSDAY, 19 AUGUST 2021

10.00am

1. Meeting of Council

The Council assembled at 10.00am pursuant to order.

The President, Hon Alanna Clohesy, took the Chair.

Prayers and an Acknowledgement of Country were read.

2. Statement by President — Fire and Security Familiarisation Exercise

The President made the following Statement —

Members, it is important that you are aware of the two different types of emergency alarms for Parliament House and the appropriate response to each—these are “Evacuation” and “Code Black”. Depending on the particular alarm, a member may need to evacuate immediately—such as in the event of a fire, a bomb threat et cetera—or a Member may decide to evacuate or remain and hide and prepare to defend themselves in the event of a person with malicious intent moving freely through the building.

Today at approximately 2.00 pm an alarm familiarisation exercise will be broadcast over the public address system. Members will not be required to take any action, but they should listen carefully to the PA broadcast so that in the event of a real emergency, they are aware of the appropriate response. The exercise will take approximately six minutes.

Our alarm system is tested every Friday at 8.00 am, and detailed security information can be found on the “Member Services” tab on the intranet. The chair will announce that the alarm familiarisation exercise is about to commence immediately before the test later today.

3. Statement by President — 2021-22 Budget Estimates Hearings

The President made the following Statement —

Members, I have received a letter from Hon Peter Collier, Chair of the Standing Committee on Estimates and Financial Operations, that asks me to advise the House of arrangements for the committee’s consideration of the 2021–22 budget estimates. It advises that —

- (1) The committee will hold hearings in the week commencing 18 October 2021.
- (2) Members are encouraged to participate in the evidence gathering process by asking questions prior to, during and after hearings, and by nominating agencies to appear for a hearing.

- (3) The electronic lodgement system will open for questions prior to the hearing on Thursday, 9 September 2021, with the release of the Budget, and will close at 5.00 pm on Tuesday, 21 September 2021.
- (4) Members may nominate agencies to appear for the committee to consider by 5.00 pm on Tuesday, 14 September 2021.
- (5) The committee will email Members the procedure policy, which will set out the key processes and deadlines, and timetable for hearings once finalised.

4. Statement by President — Standing Committee on Uniform Legislation and Statutes Review — Legal Profession Uniform Law Application Bill 2021 — Substitution of Member

The President made the following Statement —

I have received a letter from Hon Donna Faragher, Chair of the Standing Committee on Uniform Legislation and Statutes Review, advising of a Member substitution. Hon Pierre Yang will be substituted in place of Hon Matthew Swinbourn for the duration of the inquiry into the *Legal Profession Uniform Law Application Bill 2021* and *Legal Profession Uniform Law Application (Levy) Bill 2021*.

5. 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 —

17 August 2021 — Message No. 17	Act No.
Public Health Amendment (Safe Access Zones) Bill 2021	9 of 2021
Railway (BBI Rail Aus Pty Ltd) Agreement Amendment Bill 2021	10 of 2021
Agricultural Produce Commission Amendment Bill 2021	11 of 2021

6. Ministerial Statement — Foster Carer Week

The Parliamentary Secretary to the Minister for Child Protection made a Ministerial Statement with respect to Foster Carer Week.

The Parliamentary Secretary to the Minister for Child Protection tabled the *Foster Care Refresh Project Report*. (Tabled Paper 475).

The Parliamentary Secretary to the Minister for Child Protection tabled a Report, *Department of Communities, Foster Care Refresh Project, Companion Resource, A snapshot of feedback received from carers and staff*. (Tabled Paper 476).

7. Papers

The following Papers were laid on the Table by —

Minister for Regional Development

Annual Reports —

Primary Industries and Regional Development, Department of — Criminal Investigation (Covert Powers) Act 2012 — Assumed Identities (2020-21) (Date received 18/08/21).....	473
Primary Industries and Regional Development, Department of — Criminal Investigation (Covert Powers) Act 2012 — Witness Identity Protection Certificates (2020-21) (Date received 18/08/2021).....	474

8. Special Adjournment

The Leader of the House moved, without notice —

- (1) That the House at its rising on Thursday, 14 October 2021, adjourn until 2.00pm on Tuesday, 26 October 2021, so as to facilitate the annual Budget estimates hearings.
- (2) That the Annual Sitting Schedule tabled by the Leader of the House on 29 April 2021 be varied so that the Council will meet on:
 - (a) Tuesday, 7 December 2021;
 - (b) Wednesday, 8 December 2021; and
 - (c) Thursday, 9 December 2021.

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.

9. Management of COVID-19

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

That this House asks the McGowan Government to explain how it will manage COVID-19 in the future, including —

- (a) what State legal requirements to provide a safe and COVID-19 free workplace are, or will be, imposed on Western Australian businesses;
- (b) what legal impacts there might be under State legislation for employers who mandate vaccination in workers and/or customers, or fail to provide a COVID-19 free workplace;
- (c) what the State target is for vaccination rates, and at what point in those rates will the State Government change its border and lockdown procedures;
- (d) what compensation packages will be provided for businesses locked down by the State Government in the future; and
- (e) how prepared is the State health and hospital system for a serious COVID-19 or other outbreak?

Debate ensued.

Point of Order

Hon Dr Steve Thomas raised the following Point of Order —

Can I note that the President, who just left the chair on urgent parliamentary business, made the point that the Member was not going to be taking interjections, yet I can barely hear him for the shouting on the other side. I would ask that the Deputy President might reinforce the President's ruling.

Deputy President's Ruling

The Deputy President ruled as follows —

Leader of the Opposition, I, too, heard the President's statement as she left the chair, and I will be ensuring that I can continue to hear Hon Peter Collier.

Debate resumed.

Motion lapsed.

10. Regional Economic Development Grants

Private Members' Business No. 1 having been called, Hon Sandra Carr moved, without notice —

That this House acknowledges the success of the Regional Economic Development Grants in supporting dynamic and innovative regional entrepreneurs in their great work stimulating and diversifying regional economies.

Debate ensued.

Motion lapsed.

11. Order of Business

Ordered — That Orders of the Day Nos 1, *Town of Port Hedland Waste Local Law 2020 — Disallowance*, 2, *Mindarie Regional Council Waste Facility Site Amendment Local Law 2020 — Disallowance*, 3, *City of Gosnells Standing Orders Amendment Local Law (Number 2) 2020 — Disallowance*, 4, *Shire of Broome Waste Local Law 2021 — Disallowance*, 5, *Shire of Gingin—Meeting Procedures Amendment Local Law 2021 — Disallowance*, 6, *City of Kalamunda Dogs Local Law 2021 — Disallowance*, 7, *Shire of Peppermint Grove Activities in Thoroughfares and Public Places and Trading Local Law 2021 — Disallowance*, 8, *Shire of Peppermint Grove Fencing Local Law 2021 — Disallowance*, and 9, *Weapons Amendment Regulations 2021 — Disallowance*, be taken after Order of the Day No. 16, *Arts and Culture Trust Bill 2021*. (Minister for Mental Health).

12. Veterinary Practice Bill 2021

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 Acting President left the Chair.

In Committee

(Hon Peter Foster in the Chair)

Clause 1.

Debate ensued.

The Minister for Agriculture and Food tabled additional information in response to recommendation 2 of the *Standing Committee on Uniform Legislation and Statutes Review Report 132*. (Tabled Paper 477).

Debate resumed.

The Minister for Agriculture and Food tabled a list of Acts that are and, are not, Acts of veterinary medicine. (Tabled Paper 478).

Debate resumed.

Clause agreed to.

Clause 2.

Debate ensued.

Clause agreed to.

Clause 3.

Debate ensued.

Clause agreed to.

Clauses 4 to 7 agreed to.

Clause 8.

Debate ensued.

Clause agreed to.

Clauses 9 to 13 agreed to.

Clause 14.

Debate ensued.

Clause agreed to.

Clauses 15 to 17 agreed to.

Clause 18.

Debate ensued.

Clause agreed to.

Clauses 19 to 55 agreed to.

Clause 56.

Debate ensued.

Clause agreed to.

Clause 57.

Debate ensued.

Clause agreed to.

Clauses 58 to 69 agreed to.

Clause 70.

Debate ensued.

Clause agreed to.

Clauses 71 to 77 agreed to.

Clause 78.

Debate ensued.

13. Questions Without Notice

Questions without notice were taken.

The Minister for Regional Development, by leave, incorporated into *Hansard* information in tabular format relation to Community Resource Centres receiving funding since 1 July 2019, in response to a question without notice asked by Hon Sophia Moermond.

The Leader of the House representing the Minister for Housing, by leave, incorporated into *Hansard* information in tabular format in relation to the number of homes purchased under the spot purchasing scheme in 2016-17, 2017-18, 2018-19 and 2019-20, in response to a question without notice asked by Hon Steve Martin.

The Minister for Education and Training, by leave, incorporated into *Hansard* information in tabular format of a list of schools utilising the Direct to Market Scheme for minor works and maintenance, in response to a question without notice asked by Hon Donna Faragher.

The Parliamentary Secretary to the Minister for Communities, by leave, incorporated into *Hansard* information in relation to homelessness in Bunbury, in response to a question without notice asked by Hon James Hayward.

The Minister for Mental Health representing the Minister for Health tabled documents in relation to the levels of physical activity during a trial of daylight saving in the summer of 2006-07, in response to question on notice 202 asked by Hon Wilson Tucker. (Tabled Paper 479).

The Minister for Mental Health representing the Minister for Health, in accordance with Standing Order 108(2), advised that an answer to question on notice 146 asked by Hon Neil Thomson will be provided on 31 August 2021.

The Minister for Regional Development representing the Minister for Energy tabled documents in relation to question without notice No. 297 in relation to electricity generated by Synergy-owned generation facilities, in response to question on notice 203 asked by Hon Dr Steve Thomas. (Tabled Paper 480).

14. Veterinary Practice Bill 2021

Resumption of consideration of this Bill in Committee of the Whole House (*see item 12 above*).

The President left the Chair.

In Committee

(Hon Martin Aldridge in the Chair)

Clause 78.

Debate resumed.

Clause agreed to.

Clauses 79 to 87 agreed to.

Clause 88.

Debate ensued.

Clause agreed to.

Clauses 89 to 100 agreed to.

Clause 101.

Debate ensued.

The Minister for Agriculture and Food moved —

Page 73, line 17 — To insert after “section 86(2)(c)”:

or 99(1)(c)

Amendment — put and passed.

Clause, as amended, agreed to.

Clause 102 agreed to.

Clause 103.

The Minister for Agriculture and Food moved —

Page 74, line 26 — To delete “86(2)(c),” and insert:

86(2)(c) or 99(1)(c),

Amendment — put and passed.

Clause, as amended, agreed to.

Clauses 104 to 108 agreed to.

Clause 109.

Debate ensued.

Interruption pursuant to order.

The President resumed the Chair.

The 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.

15. Members' Statements

Statements were taken.

16. Ticket Scalping Bill 2021

The President reported the receipt of Message No. 31 from the Legislative Assembly forwarding the Bill for concurrence.

The Parliamentary Secretary to the Minister for Regional Development representing the Minister for Commerce moved, That the Bill be read a first time.

Question — put and passed.

Bill read a first time.

The Parliamentary Secretary to the Minister for Regional Development representing the Minister for Commerce moved, That the Bill be read a second time.

The Parliamentary Secretary to the Minister for Regional Development representing the Minister for Commerce tabled an Explanatory Memorandum relating to the Bill. (Tabled Paper 481).

Debate stands adjourned.

17. Adjournment

The Council adjourned at 6.10pm until Tuesday, 31 August 2021 at 2.00pm.

Members present during the day's proceedings

Attendance: Present all Members except Hon Kate Doust, Hon Lorna Harper, Hon Rosetta Sahanna and Hon Neil Thomson.

NIGEL PRATT

Clerk of the Legislative Council

HON ALANNA CLOHESY MLC

President of the Legislative Council