

**LEGISLATIVE COUNCIL****THURSDAY, 10 AUGUST 2023****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. Aboriginal Cultural Heritage Act 2021**

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

That the Legislative Council acknowledges the Cook Government's backflip on its *Aboriginal Cultural Heritage Act 2021* and the associated regulations over the weekend, and as a result notes that —

- (a) the legitimate concerns of the landholders and the community were ignored by the Government for months;
- (b) the outcome was the result of the Government arrogantly rushing flawed legislation through the Parliament in contempt of due process;
- (c) the Government arrogantly ignored Opposition requests to seek further examination and consultation and to delay the implementation of the Act and the regulations when it became obvious they were unworkable;
- (d) the Government's disastrous process has caused enormous damage to future heritage discussions and the relationship between Aboriginal and non-Aboriginal Western Australians; and
- (e) the Government's incompetence on this issue has undermined their own public support for the Voice referendum.

Debate ensued.

*Motion lapsed.*

**3. Cybercrime, Scams and Identity Theft**

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

That the Legislative Council acknowledges the complexity in dealing with cybercrime, scams and identity theft and —

- (a) that as scams become more sophisticated, more Western Australians are falling victim to them, resulting in larger losses;
- (b) the importance of fostering awareness and resilience in the fight against cybercrimes, scams and identity theft; and

- (c) that combating cybercrime, scams and identity theft requires cross-party support at all levels of Government.

Debate ensued.

*Motion lapsed.*

#### **4. Order of Business**

Ordered — That Orders of the Day Nos 3, *Shire of Wyalkatchem Bush Fire Brigades Local Law 2022 — Disallowance*, 4, *Shire of Wyalkatchem Cats Local Law 2022 — Disallowance*, 5, *Shire of Wyalkatchem Public Places and Local Government Property Local Law 2022 — Disallowance*, 7, *Shire of Augusta Margaret River Cat Local Law 2023 — Disallowance*, and 8, *Aboriginal Cultural Heritage Amendment Regulations (No. 2) 2023 — Disallowance*, be taken after Order of the Day No. 15, *School Education Amendment Bill 2023*. (Leader of the House).

#### **5. Shire of Esperance Cat Local Law 2022 — Disallowance — Discharge from Notice Paper**

The Order of the Day having been called, Hon Lorna Harper moved, without notice —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, Order of the Day No. 1, *Shire of Esperance Cat Local Law 2022 — Disallowance*, be discharged from the Notice Paper.

Question — put and passed.

#### **6. Shire of Esperance Dog Local Law 2022 — Disallowance — Discharge from Notice Paper**

The Order of the Day having been called, Hon Lorna Harper moved, without notice —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, Order of the Day No. 2, *Shire of Esperance Dog Local Law 2022 — Disallowance*, be discharged from the Notice Paper.

Question — put and passed.

#### **7. City of Subiaco Waste Local Law 2022 — Disallowance — Discharge from Notice Paper**

The Order of the Day having been called, Hon Lorna Harper moved, without notice —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, Order of the Day No. 6, *City of Subiaco Waste Local Law 2022 — Disallowance*, be discharged from the Notice Paper.

Question — put and passed.

#### **8. Workers Compensation and Injury Management Bill 2023 and Workers Compensation and Injury Management Amendment Bill 2023**

The Order of the Day for the further consideration of these Bills, in Committee of the Whole House, having been read.

The Deputy President left the Chair.

---

**In Committee**

(Hon Martin Aldridge in the Chair)

***Workers Compensation and Injury Management Bill 2023***

Clause 2.

Debate ensued.

Clause agreed to.

Clause 3.

Debate ensued.

Clause agreed to.

Clause 4.

Debate ensued.

Clause agreed to.

Clause 5.

Debate ensued.

*The Chair of Committees left the Chair at 12.40pm.  
The Chair of Committees resumed the Chair at 12.57pm.*

Debate resumed.

Clause agreed to.

Clause 6.

Debate ensued.

Clause agreed to.

Clause 7.

Debate ensued.

Clause agreed to.

Clause 8 agreed to.

Clause 9.

Debate ensued.

Clause agreed to.

Clause 10.

Debate ensued.

Clause agreed to.

Clause 11.

Debate ensued.

**9. Questions Without Notice**

Questions without notice were taken.

**10. Workers Compensation and Injury Management Bill 2023 and Workers Compensation and Injury Management Amendment Bill 2023**

Resumption of consideration of these Bills in Committee of the Whole House (*see item 8 above*).

The President left the Chair.

---

**In Committee**

(Hon Dr Brian Walker in the Chair)

**Workers Compensation and Injury Management Bill 2023**

Clause 11.

Debate resumed.

The Parliamentary Secretary to the Minister for Industrial Relations tabled an *Indicative Structure of Workers Compensation and Injury Management Regulations*. (Tabled Paper 2424).

Debate resumed.

*Interruption pursuant to order.*

---

The President resumed the Chair.

The Deputy 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.

**11. Members' Statements**

Statements were taken.

**12. Joint Standing Committees — Appointment of Members**

The following Message from the Legislative Assembly was reported —

Honourable President

Message No. 116

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

- (1) That, following the resignation of the Member for Churchlands, the Member for Rockingham be appointed to the Joint Standing Committee on Delegated Legislation; and
- (2) That the Legislative Council be acquainted accordingly.

Ms. M. Quirk. MLA

Acting Speaker

Legislative Assembly Chamber

Perth, 10 August 2023

**13. Nickel (Agnew) Agreement Amendment Bill 2023**

The following Message from the Legislative Assembly was reported —

Honourable President

Message No. 117

The Legislative Assembly acquaints the Legislative Council that it has agreed to the *Nickel (Agnew) Agreement Amendment Bill 2023* without amendment.

Mr. S. J. Price

Acting Speaker

Legislative Assembly Chamber

Perth, 10 August 2023

**14. Adjournment**

The Council adjourned at 5.48pm until Tuesday, 15 August 2023 at 2.00pm.

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

Attendance: Present all Members except Hon Sandra Carr, Hon Colin de Grussa, Hon Steve Martin and Hon Rosetta Sahanna.

**SAM HASTINGS**

Clerk of the Legislative Council

**HON ALANNA CLOHESY MLC**

President of the Legislative Council