

WESTERN AUSTRALIA

LEGISLATIVE COUNCIL

MINUTES OF PROCEEDINGS

No. 147

TUESDAY, 12 APRIL 2011

1. Meeting of Council

The Council assembled at 3.00pm pursuant to Temporary Orders.

The President, Hon Barry House, took the Chair and read prayers.

2. Statement by President - Legislative Council Members' Lounge

The President made the following Statement -

As part of further work to improve the amenities for Members, I am considering some alternative furniture for the Legislative Council Members' Lounge. I have arranged for a small display in the lounge today of some of the items and options being considered for this area.

I would appreciate it if Members would take a few minutes during the course of the week to review this material and provide any feedback they may have to either me or the Acting Clerk.

3. Petition

Hon Michael Mischin presented a petition from 132 petitioners requesting the Legislative Council oppose the redevelopment plans for the former Carine TAFE site and recommend the Minister for Lands direct Landcorp to re-submit the plans for this site based on low level buildings and to include greater retention of the natural bushland. (Tabled paper 3224).

4. Papers

The following Papers were laid on the Table by -

Minister for Finance

Notices -

Fair Trading Act 2010 (Consumer Protection Notice No. 11 of 2011 - Permanent ban on children's products containing more than 1% Diethylhexyl Phthalate (DEHP) G.G. 07/04/2011, Consumer Protection Notice No. 12 of 2011 - Permanent ban on combustible candle holders G.G. 07/04/2011, Consumer Protection Notice No. 13 of 2011 - Permanent ban on inflatable toys, novelties and furniture containing beads G.G. 07/04/2011, Consumer Protection Notice No. 14 of 2011 - Permanent ban on miniature motorbikes (monkey bikes) with unsafe design features G.G. 07/04/2011, Consumer Protection Notice No. 15 of 2011 - Permanent ban on novelty cigarettes G.G. 07/04/2011, Consumer Protection Notice No. 16 of 2011 - Permanent ban on pools and spas with unsafe design features G.G. 07/04/2011, Consumer Protection Notice No. 17 of 2011 - Permanent ban on sky lanterns G.G. 07/04/2011, Consumer Protection Notice No. 18 of 2011 - Permanent ban on toy-like novelty cigarette lighters G.G. 07/04/2011,

Consumer Protection Notice No. 19 of 2011 - Permanent ban on undeclared knives or cutters in art, craft and stationary sets G.G. 07/04/2011 and Consumer Protection Notice No. 20 of 2011 - Permanent ban on yo-yo water balls G.G. 07/04/2011).....	3215
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Regulations -

Perth Parking Management Act 1999 (Perth Parking Management Amendment Regulations 2011 G.G. 08/04/2011).....	3216
Retail Trading Hours Act 1987 (Retail Trading Hours Amendment Regulations 2011 G.G. 08/04/2011).....	3217
Road Traffic Act 1974 (Road Traffic (Blood Sampling and Analysis) Amendment Regulations 2011 G.G. 08/04/2011).....	3218

Minister for Energy

Regulations -

Weapons Act 1999 (Weapons Amendment Regulations 2011 G.G. 08/04/2011).....	3219
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Minister for Child Protection

Local Laws -

Local Government Act 1995 (City of Mandurah Jetties, Waterways and Marina Local Law 2010 G.G. 04/04/2011).....	3220
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Minister for Mental Health

Leases -

CALM Lease No. 1709/97 - Between CALM and Shire of Mundaring - Shooting Range - Portion of State Forest No. 7	3221
CALM Lease No. 2308/97 - Between CALM and Trevor and Suzanne Bottomley - Dam site for domestic use - Portion of State Forest No. 20	3222

Ministerial Approvals -

Midland Redevelopment Act 1999 - To enter into a contract of value over \$1 million - Pindan Contracting Pty Ltd for works being the Workshops Block 1 Servicing works contract	3223
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5. Standing Committee on Estimates and Financial Operations - Report No. 34 - Interim Report of the Inquiry into the Western Australian Tourism Commission's Involvement in Major Tourism Events: Request for a Member of the Legislative Assembly to appear before the Committee

Hon Giz Watson presented Report No. 34 of the Standing Committee on Estimates and Financial Operations in relation to the *Interim Report of the Inquiry into the Western Australian Tourism Commission's Involvement in Major Tourism Events: Request for a Member of the Legislative Assembly to appear before the Committee*. (Tabled paper 3225).

Hon Giz Watson moved, That the Report do lie upon the Table and be printed and be adopted and agreed to.

The Leader of the House moved, That the debate be adjourned to the next sitting of the House.

6. Offshore Minerals Regulations 2010 - Disallowance

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

That the *Offshore Minerals Regulations 2010* published in the *Gazette* on 17 September 2010 and tabled in the Legislative Council on 17 February 2011 under the *Offshore Minerals Act 2003*, be and are hereby disallowed.

7. Appropriation (Consolidated Account) Recurrent 2009-10 (Supplementary) Bill 2010 and Appropriation (Consolidated Account) Capital 2009-10 (Supplementary) Bill 2010

The Orders of the Day having been read for the adjourned debate on the second reading of these Bills. Debate resumed.

8. Questions Without Notice

Questions without notice were taken.

The Minister for Mental Health representing the Minister for Health tabled the *St John Ambulance Inquiry - Implementation of Recommendations - Completion Report to the Minister for Health (December 2010)*, in response to a question without notice asked by Hon Adele Farina. (Tabled paper 3226).

The Leader of the House representing the Minister for State Development tabled, and by leave incorporated into Hansard, documents in relation to the Vasse Coal Project, in response to a question without notice asked by Hon Giz Watson. (Tabled paper 3227).

The Minister for Electoral Affairs tabled the *Review into the Western Australian Electoral Commission's conduct of the 2008 State General Election by Bob Longland and Ken Evans (December 2008)*, in response to question on notice No. 3705 asked by Hon Ken Travers. (Tabled paper 3228).

The Minister for Mental Health representing the Minister for Environment tabled the Summary Report on the Clontarf Bay Contaminants Investigation, in response to question on notice No. 3683 asked by Hon Alison Xamon. (Tabled paper 3229).

The Minister for Mental Health tabled documents in relation to details of full time equivalents listed by occupation for area health services as at February 2011, in response to question on notice No. 3639 asked by Hon Ljiljanna Ravlich. (Tabled paper 3230).

The Parliamentary Secretary representing the Attorney General on behalf of the Parliamentary Secretary representing the Minister for Regional Development tabled a Memorandum of Understanding regarding Royalties for Regions projects with each of the regional development commissions, in response to question on notice No. 3642 asked by Hon Adele Farina. (Tabled paper 3231).

The Parliamentary Secretary representing the Attorney General on behalf of the Parliamentary Secretary representing the Minister for Regional Development tabled documents in relation to details of funding and approvals to government agencies in relation to the Royalties for Regions program, in response to question on notice No. 3647 asked by Hon Adele Farina. (Tabled paper 3232).

The Minister for Finance representing the Minister for Transport tabled, and by leave incorporated into Hansard, documents in relation to an alleged incident regarding a train on the Midland to Fremantle line on 10 November 2010, in response to a question without notice asked by Hon Ken Travers. (Tabled paper 3233).

9. Appropriation (Consolidated Account) Recurrent 2009-10 (Supplementary) Bill 2010 and Appropriation (Consolidated Account) Capital 2009-10 (Supplementary) Bill 2010

Debate resumed on the second reading of these bills. [cf item 7 above].

Want of Quorum

There not being a quorum present, the Deputy President gave instructions for the ringing of the Bells.

A quorum being formed, the debate continued.

Question, That the *Appropriation (Consolidated Account) Recurrent 2009-10 (Supplementary) Bill 2010* be read a second time.

Question - put and passed.

Bill read a second time.

Question, That the *Appropriation (Consolidated Account) Capital 2009-10 (Supplementary) Bill 2010* be read a second time.

Question - put and passed.

Bill read a second time.

The Deputy President left the Chair.

In Committee

(Hon Max Trenorden in the Chair)

Appropriation (Consolidated Account) Recurrent 2009-10 (Supplementary) Bill 2010

Clause 1.

Debate ensued.

Clause agreed to.

Clause 2.

Debate ensued.

Clause agreed to.

Clause 3.

Debate ensued.

Clause agreed to.

Schedule 1.

Debate ensued.

Interruption pursuant to Temporary Orders.

The President resumed the Chair.

The Deputy Chairman of Committees reported that the Committee had considered these Bills, made progress, and asked leave to sit again.

Ordered - That the Committee have leave to sit again.

10. Members' Statements

Statements were taken.

11. Adjournment

The House adjourned at 10.26pm until Wednesday, 13 April 2011 at 2.00pm.

Members present during the day's proceedings

Attendance: Present all Members except Hon Wendy Duncan.

NIGEL LAKE
Acting Clerk of the Legislative Council

HON BARRY HOUSE
President of the Legislative Council