



LEGISLATIVE COUNCIL

THURSDAY, 14 OCTOBER 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. Petition

Hon Nick Goiran presented a petition from 2,262 petitioners requesting the Legislative Council to urge the Attorney General to release of the Coroner's Court Recommendation to amend the *Health (Miscellaneous Provisions) Act 2011*. (Tabled Paper 792).

3. Ministerial Statement — Pregnancy and Infant Loss Remembrance Day

The Minister for Mental Health representing the Minister for Health made a Ministerial Statement with respect to Pregnancy and Infant Loss Remembrance Day.

4. Papers

The following Papers were laid on the Table by —

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Leader of the House

Annual Reports —

Fire and Emergency Services Superannuation Board (2020-21) (Date received 13/10/2021).....	788
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Minister for Mental Health

Addendums —

Department of Biodiversity, Conservation and Attractions — Annual Report (2020-21)	789
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Parliamentary Secretary to the Minister for Child Protection

Annual Reports —

Communities, Department of (2020-21) (Date received 13/10/2021)	790
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**Parliamentary Secretary to the Minister for Child Protection on behalf of the
Parliamentary Secretary to the Minister for Disability Services**

Annual Reports —

Corruption and Crime Commission — Criminal Investigation (Covert Powers)

Act 2012 — Department of Fisheries (2020-21) (Date received 13/10/2021) 791

5. Early Childhood Sector

Hon Lorna Harper: To move on the next day of sitting —

That this House —

- (a) acknowledge that the early childhood sector provides vital education and care for children in the early years; and
- (b) recognises the sector's workforce in ensuring high quality safety, education and care of children.

6. Suspension of Standing Orders

The Leader of the House moved, without notice —

That so much of Standing Orders be suspended so as to enable the Council to sit beyond 5.20pm on this day's sitting and take Members' Statements at a time ordered by the House.

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 dissenting voice, declared the motion carried with the concurrence of an absolute majority.

7. Climate Change and Greenhouse Gas Emissions Reduction Bill 2021

Non-Government Business No. 1 having been called, Hon Dr Brad Pettitt, pursuant to notice, moved —

That a Bill for "An Act to provide for —

- targets for the reduction of greenhouse gas emissions and the increase in renewable energy generation; and
- the establishment of the Climate Change Council, and for related purposes." be introduced and read a first time.

Question — put and passed.

Bill read a first time.

Hon Dr Brad Pettitt moved, That the Bill be read a second time.

Hon Dr Brad Pettitt tabled an Explanatory Memorandum relating to the Bill. (Tabled Paper 793).

Debate stands adjourned.

8. Climate Change

Non-Government Business No. 2 having been called, Hon Dr Brad Pettitt moved, without notice —

That this House notes:

- (a) the Paris Climate Agreement, the latest IPCC reports, other associated climate science, and the implications of their recommendations for addressing climate changes here in Western Australia and across the globe;
- (b) the economic opportunities that an ambitious transition to a low carbon economy creates for Western Australia; and

- (c) that Western Australia is the only Australian state with rising carbon emissions and one of the few Australian states to not have legislated targets for reducing carbon emissions and calls on the Western Australian Government to:
- (i) develop as a priority (and bring back to this Parliament) a legislated target for reaching net zero carbon emissions and an interim target for 2030 that is consistent with the latest IPCC report and associated climate science; and
 - (ii) set up a climate expert panel to advise Government with transparent and regular reporting mechanisms to the Parliament.

Debate ensued.

Motion lapsed.

9. Order of Business

Ordered — That Order of the Day No. 1, *Weapons Amendment Regulations 2021 — Disallowance*, be taken after Order of the Day No. 3, *Conservation and Land Management Amendment Bill 2021*. (Minister for Regional Development).

10. Estimates of Revenue and Expenditure — Consolidated Account Estimates 2021–2022

The Order of the Day having been read for the adjourned debate on the motion of the Minister for Mental Health representing the Treasurer as follows —

That pursuant to Standing Order 69(1) the Legislative Council take note of Tabled Paper 534A-D (2021–2022 Budget Statements), laid upon the Table of the House on 9 September 2021.

Debate ensued.

On the motion of Hon Pierre Yang the debate was adjourned to the next sitting.

11. Order of Business

Ordered — That Order of the Day No. 1, *Weapons Amendment Regulations 2021 — Disallowance*, be taken forthwith. (Minister for Regional Development).

12. Weapons Amendment Regulations 2021 — Disallowance

Order of the Day No. 1 having been called, Hon Dr Brian Walker, pursuant to notice, moved —

That the *Weapons Amendment Regulations 2021* published in the *Gazette* on 2 July 2021 and tabled in the Legislative Council on 3 August 2021 under the *Weapons Act 1999*, be and are hereby disallowed. (Tabled Paper 389).

Debate ensued.

Hon Dr Brian Walker, by leave, tabled the Queensland Police Service's penalties for carrying a gel blaster or replica firearm. (Tabled Paper 794).

Debate resumed.

Question — put and negatived.

13. Children and Community Services Amendment Bill 2021

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

The Acting President left the Chair.

In Committee

(Hon Peter Foster in the Chair)

Clause 53.

Debate resumed.

Clause agreed to.

Clause 54.

Debate ensued.

Clause agreed to.

Clauses 55 to 58 agreed to.

Clause 59.

Debate ensued.

Clause agreed to.

Clause 60 agreed to.

Clause 61.

Debate ensued.

Clause agreed to.

Clause 62.

Debate ensued.

Clause agreed to.

Clauses 63 to 69 agreed to.

Clause 70.

Debate ensued.

The Parliamentary Secretary to the Minister for Child Protection tabled a comparison between proposed clause 71 – Part 10A inserted and the *Child Services Act 2007*, Part 4 – Compliance and Enforcement. (tabled Paper 795).

Debate resumed.

14. Questions Without Notice

Questions without notice were taken.

The Parliamentary Secretary to the Attorney General tabled correspondence between the CCC and the Attorney General regarding a telephone call between Phil Edman and a then Member of the Standing Committee on Procedure and Privileges (Council), in response to a question without notice asked by Hon Nick Goiran. (Tabled Paper 796).

The Leader of the House representing the Minister for Transport, by leave, incorporated into *Hansard* an answer, in response to a question without notice 791 asked by Hon Sophia Moermond.

The Leader of the House on behalf of the Minister for Mental Health representing the Minister for Finance tabled an answer, in response to a question without notice 798 asked by Hon Colin de Grussa. (Tabled Paper 797).

The Leader of the House on behalf of the Minister for Mental Health representing the Minister for Health, by leave, incorporated into *Hansard* an answer, in response to a question without notice 795 asked by Hon Neil Thomson.

The Minister for Regional Development tabled an answer, in response to a question without notice 766 asked by Hon Peter Collier. (Tabled Paper 798).

The Minister for Regional Development representing the Minister for Lands, in accordance with Standing Order 108(2), advised that an answer to question on notice 292 asked by Hon Dr Steve Thomas will be provided on 26 October 2021.

15. Statement by President — Legislative Council Estimates Hearings

The President made the following Statement —

Members, when the House rises this evening, I ask that you take a moment to clear your desks of personal and work material prior to leaving Parliament as next week this Chamber will be occupied by the Standing Committee on Estimates and Financial Operations for their Budget Estimates hearings. Any items remaining on desks tonight will be cleared by staff and retained until the next sitting week.

16. Children and Community Services Amendment Bill 2021

Resumption of consideration of this Bill in Committee of the Whole House (*see item 13 above*).

The President left the Chair.

In Committee

(Hon Dr Sally Talbot in the Chair)

Clause 70.

Debate resumed.

Question — put.

The Committee divided.

Ayes (18)

Hon Klara Andric
 Hon Dan Caddy
 Hon Sandra Carr
 Hon Kate Doust
 Hon Sue Ellery
 Hon Peter Foster
 Hon Lorna Harper
 Hon Jackie Jarvis
 Hon Alannah MacTiernan

Hon Ayor Makur Chuot
 Hon Stephen Pratt
 Hon Martin Pritchard
 Hon Samantha Rowe
 Hon Matthew Swinbourn
 Hon Dr Sally Talbot
 Hon Dr Brian Walker
 Hon Darren West
 Hon Pierre Yang (*Teller*)

Noes (6)

Hon Peter Collier
 Hon Donna Faragher
 Hon Nick Goiran

Hon Steve Martin
 Hon Dr Steve Thomas
 Hon Colin de Grussa (*Teller*)

Clause thus passed.

Clause 71 agreed to.

Clause 72.

Debate ensued.

Clause agreed to.

Clauses 73 to 76 agreed to.

Title agreed to.

The President resumed the Chair.

Bill reported without amendment.

Report adopted.

The Parliamentary Secretary to the Minister for Child Protection moved, That the Bill be read a third time.

The President announced that the Deputy Chair of Committees had certified that this was a true copy of the Bill as agreed to in Committee of the Whole House and reported.

Question — put and passed.

Bill read a third time and passed.

17. Constitutional and Electoral Legislation Amendment (Electoral Equality) Bill 2021

The President reported the receipt of Message No. 38 from the Legislative Assembly forwarding the Bill for concurrence.

The Parliamentary Secretary representing the Minister for Electoral Affairs moved, That the Bill be read a first time.

Question — put and passed.

Bill read a first time.

The Parliamentary Secretary representing the Minister for Electoral Affairs moved, That the Bill be read a second time.

The Parliamentary Secretary representing the Minister for Electoral Affairs tabled an Explanatory Memorandum relating to the Bill. (Tabled Paper 799).

Debate stands adjourned.

18. Order of Business

Ordered — That Members' Statements be taken forthwith. (Leader of the House).

19. Members' Statements

Statements were taken.

20. Adjournment

The Council adjourned at 6.11pm until Tuesday, 26 October 2021 at 2.00pm.

Members present during the day's proceedings

Attendance: Present all Members except Hon Kyle McGinn, Hon Sophia Moermond, Hon Rosetta Sahanna, Hon Neil Thomson and Hon Wilson Tucker.

NIGEL PRATT

Clerk of the Legislative Council

HON ALANNA CLOHESY MLC

President of the Legislative Council