#### WESTERN AUSTRALIA

# LEGISLATIVE COUNCIL

# MINUTES OF PROCEEDINGS

# No. 110

# **TUESDAY, 31 OCTOBER 2006**

## 1. Meeting of Council

The Council assembled at 3.00pm pursuant to order.

The President, Hon Nick Griffiths, took the Chair and read prayers.

# 2. Messages from His Excellency the Governor - Assent to Bills

The President reported the receipt of Messages from His Excellency the Governor assenting to the following Bills -

26 October 2006 - Message No. 47	Act No.
Volunteers (Protection from Liability) Amendment Bill 2006	53 of 2006
26 October 2006 - Message No. 48	Act No.
Road Traffic Amendment Bill 2006	54 of 2006
Electoral Reform (Electoral Funding) Bill 2006	55 of 2006

## 3. Statement by President - Clerk of the Legislative Council - Parental Leave

The President made the following Statement -

I advise that Mia Betjeman, Clerk of the Legislative Council, has today commenced her parental leave.

The Clerk will resume her duties on Monday 19 February 2007.

During the Clerk's absence Malcolm Peacock will be Acting Clerk.

# 4. Statement by President - Industrial Training Amendment Bill 2006

The President made the following Statement -

Last Thursday the *Industrial Training Amendment Bill 2006* was introduced into this House. The Bill is subject to SO 230A and as such stands referred to the Standing Committee on Uniform Legislation and Statutes Review.

### 5. Petition

Hon Helen Morton presented a petition from 3 148 residents of Western Australia requesting the Legislative Council oppose the closure of Royal Perth Hospital. (Tabled paper 2181).

# 6. Papers

The following Papers were laid on the Table by -

President	
Reports -	
Inspector of Custodial Services - Report of an Announced Inspection of Banksia Hill Juvenile Detention Centre (Report No. 37) (Date received 28/09/2006)	2171
Minister for Education and Training	
Regulations -	
Curriculum Council Act 1997 (Curriculum Council Amendment Regulations 2006 G.G. 18/10/2006)	2172
Vocational Education and Training Act 1996 (Vocational Education and Training Amendment Regulations 2006 G.G. 20/10/2006)	2173
Statutes -	
Edith Cowan University Act 1984 (Edith Cowan University - Amending Statute No. 3 of 2006 G.G. 20/10/2006)	2174
University of Western Australia Act 1911 (University of Western Australia - Amending Statute No. 2 of 2006 G.G. 20/10/2006)	2175
Parliamentary Secretary representing the Minister for Planning and Infrastructure	e
Reports -	
Law Reform Commission - Aboriginal Customary Laws - The interaction of Western Australian law with Aboriginal law and culture - Final Report (Project No. 94) (September 2006) (Deemed tabled 26/10/2006)	2176
Parliamentary Secretary representing the Minister for Housing and Works	
Regulations -	
Consumer Affairs Act 1971 (Consumer Affairs (Safety Requirements) Repeal Regulations 2006 G.G. 20/10/2006)	2177
Fair Trading Act 1987 (Fair Trading (Product Safety Standard) Amendment Regulations (No. 3) 2006 G.G. 20/10/2006)	2178
Motor Vehicle (Third Party Insurance) Act 1943 (Motor Vehicle (Third Party Insurance) Amendment Regulations 2006 G.G. 20/10/2006)	2179
Parliamentary Secretary representing the Minister for Health	
Regulations -	
Health Act 1911 (Health (Poultry Manure) Amendment Regulations 2006 G.G. 20/10/2006)	2180

# 7. Order of Business

Ordered - That Orders of the Day Nos 308, Land Administration (Land Management) Regulations 2006 - Disallowance, 316, Family Court Amendment Rules 2006 - Disallowance, 317, Section 9 of the Electricity Networks Access Code Amendments 2006 - Disallowance, 321, Contaminated Sites Regulations - Disallowance, and , 322, Western Australian College of Teaching Election Rules 2006 - Disallowance be taken after Order of the Day No. 310, Shipping and Pilotage Amendment Bill 2006. (Minister for Education and Training).

# 8. Land Information Authority Bill 2006

The Order of the Day having been read for the consideration of the Committee's report upon this Bill.

The Parliamentary Secretary representing the Minister for Land Information moved, That the report be adopted.

Question - put and passed.

Ordered - That the third reading of the Bill be made an Order of the Day for the next sitting.

### 9. Order of Business

Ordered - That Order of the Day No. 302, *Electoral Legislation Amendment Bill 2006*, be taken before Order of the Day No. 282, *Prisons and Sentencing Legislation Amendment Bill 2006*. (Minister for Education and Training).

# 10. Electoral Legislation Amendment Bill 2006

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

Debate resumed.

Hon Giz Watson, by leave, tabled a document in relation to the politics and legality of prisoner disenfranchisement in Australian federal elections. (Tabled paper 2182).

Debate resumed.

Question - put and passed.

Bill read a second time.

The President left the Chair.

#### In Committee

(Hon George Cash in the Chair)

Clause 1.

Debate ensued.

Clause agreed to.

Clauses 2 to 15 agreed to.

Clause 16.

Hon Giz Watson moved -

Page 7, after line 18 — To insert —

Page 7, after line 22 — To insert —

- (3) Section 17(4a) is amended by
  - (a) deleting "17" and inserting instead "15"; and

Section 17(1) is amended by deleting "18" and inserting instead "16".

(b) deleting "18" and inserting instead "16".

Page 7, line 24 — To delete "section 17A" and insert instead —

" sections 17A, 17B and 17C".

Debate ensued.

LC Minutes No. 110 - Tuesday, 31 October 2006

### Point of Order

The Parliamentary Secretary representing the Minister for Electoral Affairs raised the following Point of Order -

Mr Chairman, I ask you to rule on the question on whether the amendments in the name of Hon Giz Watson are within the policy of the Bill. Section 17 of the substantive Act goes to the qualification of electors, but there is nothing in the Bill before the chamber that goes to the question of age.

#### Chairman's Comments

The Chairman commented as follows -

For the benefit of Members, I am addressing my remarks at the moment to the Parliamentary Secretary. If I leave the chair now to consider this matter, consideration will take some time. Does the Parliamentary Secretary want to defer clause 16 so that we can complete the balance of the Bill? For instance, question time will occur at 4.30 pm. Therefore, it might be convenient to make some progress because consideration will take some time. I might just indicate to the Parliamentary Secretary that my preliminary view is that this is a very marginal issue and its consideration will need some time.

The Parliamentary Secretary representing the Minister for Electoral Affairs moved that further consideration of Clause 16 be postponed until after consideration of Clause 56.

Question - put and passed.

Clause 17.

Hon Giz Watson moved -

Page 8, after line 3 — To insert —

"

### 17A. Itinerant electors living in the State

- (1) A person who
  - (a) fulfils the requirements of section 17(1)(a) and (b); and
  - (b) lives in the State but does not live in any particular district or sub-district,

may claim to be enrolled on the roll for a district or sub-district.

- (2) Section 44(1)(b) does not apply to the claim and details identifying whichever is relevant of the following are an essential part of the claim for the purposes of section 44
  - (a) the district or sub-district for which the claimant last had an entitlement to be enrolled;
  - (b) if the person has never had such an entitlement, a district or sub-district for which any of the claimant's next of kin is enrolled;
  - (c) if neither paragraph (a) nor paragraph (b) applies, the district or sub-district in which the claimant was born;
  - (d) if none of paragraphs (a), (b) and (c) applies, the district or sub-district with which the claimant has the closest connection.
- (3) For the purposes of section 44A(2) the roll on which the name and prescribed particulars of the claimant are to be entered is the roll
  - (a) for the district or sub-district for which the claimant last had an entitlement to be enrolled: or

- (b) if the person has never had such an entitlement, for a district or sub-district for which any of the claimant's next of kin is enrolled; or
- (c) if neither paragraph (a) nor paragraph (b) applies, for the district or sub-district in which the claimant was born; or
- (d) if none of paragraphs (a), (b) and (c) applies, the district or sub-district with which the claimant has the closest connection.
- (4) A person enrolled under this section ceases to be entitled to be so enrolled in any of the following circumstances
  - (a) the person lives in a district or sub-district for a period of one month or longer;
  - (b) the person leaves the State and does not return for a period of one month or longer;
  - (c) the person ceases to fulfil the requirements of section 17(1)(a);
  - (d) the person is guilty of an offence under section 156(16).
- (5) A person who is enrolled under this section, or who has made a claim under this section to be enrolled, must give notice in writing to the Electoral Commissioner of the happening of something referred to in subsection (4)(a) to (c) as soon as is practicable after it happens.
- (6) While a person enrolled on the roll for a district or sub-district under this section remains entitled to be so enrolled, the person is entitled to vote at
  - (a) any election in the region of which the district or sub-district forms part; and
  - (b) any election in the district or the district of which the sub-district forms part.

# 17B. Itinerant electors enrolled under Commonwealth Act

- (1) If
  - (a) a person fulfils the requirements of section 17(1)(a) and (b) but does not live in any particular district or sub-district in the State; and
  - (b) the person's name has been added to the electoral roll maintained under the *Commonwealth Electoral Act 1918* for a Commonwealth subdivision in the State with which the person has established a connection under section 96 of that Act by reference to a residential address in that subdivision (being a former address or the address of another person); and
  - (c) the Commonwealth roll referred to in paragraph (b) is annotated to indicate that the person is an itinerant elector under the *Commonwealth Electoral Act 1918* section 96.

section 17A does not apply to the person and the person is to be enrolled on the roll for the district or sub-district in which the residential address referred to in paragraph (b) is situated.

- (2) While the name of the person continues to be included on the Commonwealth roll referred to in subsection (1)(b) with the annotation referred to in subsection (1)(c), the person is entitled
  - (a) to remain enrolled on the roll for the district or sub-district referred to in subsection (1); and
  - (b) to vote at
    - (i) any election in the region of which the district or sub-district forms part; and
    - (ii) any election in the district or the district of which the sub-district forms part.

Debate ensued.

#### 11. Ouestions Without Notice

Questions without notice were taken.

The Minister for Local Government and Regional Development on behalf of the Leader of the House representing the Premier tabled a letter from the Director Government Buying Service to John Burston - Advice of acceptance of offer for request for proposal 80100 for the provision of electorate information management system on behalf of the Premier and Cabinet to Parakeelia Pty Ltd, in response to a question without notice asked by Hon Norman Moore. (Tabled paper 2183).

The Minister for Local Government and Regional Development tabled a letter from the Ministry of the Premier and Cabinet to John Burston - Request for proposal 80100 for the provision of electorate information management system on behalf of the Ministry of the Premier and Cabinet to Parakeelia Pty Ltd, in response to a question without notice asked by Hon Norman Moore. (Tabled paper 2184).

### 12. Electoral Legislation Amendment Bill 2006

The President left the Chair.

### In Committee

(Hon George Cash in the Chair)

Clause 17.

Debate resumed on the amendment of Hon Giz Watson as follows -

Page 8, after line 3 — To insert —

17A. Itinerant electors living in the State

- (1) A person who
  - (a) fulfils the requirements of section 17(1)(a) and (b); and
  - (b) lives in the State but does not live in any particular district or sub-district.

may claim to be enrolled on the roll for a district or sub-district.

- (2) Section 44(1)(b) does not apply to the claim and details identifying whichever is relevant of the following are an essential part of the claim for the purposes of section 44—
  - (a) the district or sub-district for which the claimant last had an entitlement to be enrolled:

LC Minutes No. 110 - Tuesday, 31 October 2006

,,

- (b) if the person has never had such an entitlement, a district or sub-district for which any of the claimant's next of kin is enrolled;
- (c) if neither paragraph (a) nor paragraph (b) applies, the district or sub-district in which the claimant was born;
- (d) if none of paragraphs (a), (b) and (c) applies, the district or sub-district with which the claimant has the closest connection.
- (3) For the purposes of section 44A(2) the roll on which the name and prescribed particulars of the claimant are to be entered is the roll
  - (a) for the district or sub-district for which the claimant last had an entitlement to be enrolled; or
  - (b) if the person has never had such an entitlement, for a district or sub-district for which any of the claimant's next of kin is enrolled; or
  - (c) if neither paragraph (a) nor paragraph (b) applies, for the district or sub-district in which the claimant was born; or
  - (d) if none of paragraphs (a), (b) and (c) applies, the district or sub-district with which the claimant has the closest connection.
- (4) A person enrolled under this section ceases to be entitled to be so enrolled in any of the following circumstances
  - (a) the person lives in a district or sub-district for a period of one month or longer;
  - (b) the person leaves the State and does not return for a period of one month or longer;
  - (c) the person ceases to fulfil the requirements of section 17(1)(a);
  - (d) the person is guilty of an offence under section 156(16).
- (5) A person who is enrolled under this section, or who has made a claim under this section to be enrolled, must give notice in writing to the Electoral Commissioner of the happening of something referred to in subsection (4)(a) to (c) as soon as is practicable after it happens.
- (6) While a person enrolled on the roll for a district or sub-district under this section remains entitled to be so enrolled, the person is entitled to vote at
  - (a) any election in the region of which the district or sub-district forms part; and
  - (b) any election in the district or the district of which the sub-district forms part.

## 17B. Itinerant electors enrolled under Commonwealth Act

- (1) If
  - (a) a person fulfils the requirements of section 17(1)(a) and (b) but does not live in any particular district or sub-district in the State; and
  - (b) the person's name has been added to the electoral roll maintained under the *Commonwealth Electoral Act 1918* for a Commonwealth subdivision in the State with which the person has established a connection under section 96 of that Act by reference

- to a residential address in that subdivision (being a former address or the address of another person); and
- (c) the Commonwealth roll referred to in paragraph (b) is annotated to indicate that the person is an itinerant elector under the *Commonwealth Electoral Act 1918* section 96,

section 17A does not apply to the person and the person is to be enrolled on the roll for the district or sub-district in which the residential address referred to in paragraph (b) is situated.

- (2) While the name of the person continues to be included on the Commonwealth roll referred to in subsection (1)(b) with the annotation referred to in subsection (1)(c), the person is entitled
  - (a) to remain enrolled on the roll for the district or sub-district referred to in subsection (1); and
  - (b) to vote at
    - (i) any election in the region of which the district or sub-district forms part; and
    - (ii) any election in the district or the district of which the sub-district forms part.

Amendment - put and negatived.

Question, That the Clause stand as printed - put and passed.

Clause 18.

Hon Giz Watson moved -

Page 9, lines 8 to 19 — To delete the lines and insert instead —

"Section 18 is amended by deleting paragraphs (c), (ca), (cb) and (cc). ".

Debate ensued.

Amendment - put.

The Committee divided.

## Ayes (2)

Hon Paul Llewellyn Hon Giz Watson (Teller)

### Noes (25)

Hon Shelley Archer	Hon Nigel Hallett
Hon Ken Baston	Hon Ray Halligan
Hon Matt Benson-Lidholm	Hon Barry House
Hon George Cash	Hon Sheila Mills
Hon Vincent Catania	Hon Norman Moore
Hon Peter Collier	Hon Helen Morton
Hon Murray Criddle	Hon Simon O'Brien
Hon Bruce Donaldson	Hon Louise Pratt
Hon Sue Ellery	Hon Ljiljanna Ravlich
Hon Donna Faragher	Hon Sally Talbot
Hon Anthony Fels	Hon Ken Travers
Hon Jon Ford	Hon Ed Dermer (Teller)
Hon Graham Giffard	

Amendment thus negatived.

Question, That the Clause stand as printed - put and passed.

Clauses 19 to 22 agreed to.

Clause 23.

Debate ensued.

Clause agreed to.

Clause 24.

The Parliamentary Secretary representing the Minister for Electoral Affairs moved that consideration of Clause 24 be postponed until after consideration of Clause 56.

Question - put and passed.

Clauses 25 to 41 agreed to.

Clause 42.

The Parliamentary Secretary representing the Minister for Electoral Affairs moved that consideration of Clause 42 be postponed until after consideration of Clause 56.

Question - put and passed.

Clauses 43 agreed to.

Clause 44.

Debate ensued.

Clause agreed to.

Clause 45.

Debate ensued.

Clause agreed to.

Clauses 46 to 55 agreed to.

Clause 56.

Debate ensued.

Clause agreed to.

Postponed Clause 16.

Chairman's Ruling

The Chairman ruled as follows -

I am unable to permit the Member to proceed with the amendments appearing on supplementary notice paper 158 to amend clause 16 of the Bill. The purpose of the first amendment is to amend section 17(1) of the *Electoral Act 1907* to alter the minimum voting age for electors from 18 to 16 years. The second amendment is also related to voting age by seeking to amend section 17(4a) to reduce the age for persons to be included on the electoral roll consistent with the first amendment. The third proposed amendment to line 24 of the Bill was consequential upon the Member's amendment to insert new sections 17A and 17B. This amendment was defeated, and in any event was not related to voting age. It has fallen away.

Under Standing Order 237(a), a committee may make an amendment to a Bill if the amendment is relevant to the subject matter of the Bill; that is, it must fall within the scope and purpose of the Bill as it was second read. It is not sufficient that an amendment fall within the title of the Bill, which in many cases simply recites that the Bill is one to amend a particular parent Act.

In this case the Bill makes amendments to sections 17(2), (3) and (5) of the *Electoral Act* 1907. Section 17(2) permits an elector who leaves a district in which he or she is enrolled to vote in that district within three months after he or she has changed address. Section 17(3) deems a prisoner or a person in lawful custody not to have his or her usual abode as the place of imprisonment, custody or detention. Section 17(5) provides that subject to the exceptions

in subsection (4), a person is not entitled to be enrolled. Clause 17 of the Bill amends subsection (4) so as to include a proposed section 17A. Proposed section 17A ensures that electors who are enrolled and leave Australia retain their eligibility to vote in the district or subdistrict in which they have been enrolled prior to their departure.

Although section 17 of the *Electoral Act 1907* is headed "Qualification of Electors", none of the amendments contained in the Bill as introduced deals with the issue of voting age as an element of the qualifications that entitle a person to vote. The amendment proposed by Hon Giz Watson therefore introduces a new principle to the Bill that is foreign to its intended scope and purpose. I therefore must rule the proposed amendment out of order.

Without delaying the chamber, I want to refer also to a briefing paper given to the Standing Orders Committee in 1999 when it considered the question of relevancy. I do so because some Members continue to misunderstand the meaning of the "scope of the Bill" and "relevancy". I shall refer to the briefing paper to the Standing Orders Committee, as it was then, for the benefit of Members, because not all Members would have read that paper. In part, the paper to the then Standing Orders Committee stated -

The rules governing the acceptability of amendments to Bills are designed to preserve the integrity of the policy, **scope**, and **purpose** of the Bill as it stands on second reading. Accordingly, SO 237(a) provides -

- " an amendment, otherwise relevant to the subject matter of the Bill, may be made to any part of the Bill.
- "Subject matter of a Bill" is defined in SO 3 as -
- "the provisions of the Bill as printed, read a second time, and referred to the Committee [of the whole]."

# The paper continues -

The effect of SO 237 has two principal effects -

- 1. a committee of the whole, as a body subordinate to the House, takes the Bill and its subject matter as it is referred by the House. It is for this reason that any amendment to a Bill by a committee of the whole must be relevant to the subject matter of the Bill;
- 2. at the report stage, the House cannot adopt an irrelevant amendment.

Further on in the briefing paper to the Standing Orders Committee the question of what was relevant was considered. The paper states -

The issue which this Committee is asked to consider may be reduced to defining the parameters of "relevant".

If an amendment is "relevant", it must be more than "cognate". If it is merely cognate, an instruction must be given to the committee of the whole to consider it. If it is neither relevant nor cognate, it is irrelevant and cannot be considered unless the rules of relevancy are first lifted by a suspension of the applicable rules.

The Legislative Council has a long history of construing "relevant to the subject matter of the Bill" fairly strictly. In 1932 the President, ruling on the relevance of an Assembly amendment to a Bill, stated -

"the word "relevant" does not mean identical; it means "to the **purpose**," related to, "bearing on the matter in hand". A provision is not relevant where it introduces new principles."

The conclusion of the briefing paper to the Standing orders Committee states -

Most of the amendments that have run foul of the relevancy test have sought to introduce principles that were either foreign to, or reversed, the policy of the legislation. The orthodox view, which SO 237 supports, is that such legislation should fail on second reading rather than suffer substantive alteration of policy by committee amendment.

I raise those issues because I believe that they are relevant to our considerations in committee. Question, That the Clause stand as printed - put and passed.

Postponed Clause 24.

Debate resumed.

Question, That the Clause stand as printed - put and negatived.

Postponed Clause 42.

Question, That the Clause stand as printed - put and passed.

Title agreed to.

\_\_\_\_

The President resumed the Chair.

Bill reported with amendments.

Ordered - That consideration of the Committee's Report be made an Order of the Day for the next sitting.

# 13. Prisons and Sentencing Legislation Amendment Bill 2006

The Order of the Day for the further consideration of this Bill, in Committee, having been read. The President left the Chair.

# In Committee

(Hon Ray Halligan in the Chair)

Clause 32.

Debate resumed on the amendment of the Minister for Local Government and Regional Development as follows -

Page 20, after line 25 — To insert —

- (7) A prisoner may be confined in a facility outside a prison to facilitate the prisoner being provided with opportunities for work or participation in services or programmes under this section.
- (8) This section does not authorise a prisoner to be absent from a prison, or facility referred to in subsection (7), without an absence permit.

Amendment - put and passed.

Debate ensued.

Clause, as amended, agreed to.

Clauses 33and 34 agreed to.

Clause 35.

Debate ensued.

Clause agreed to.

Clauses 36 to 38 agreed to.

Clause 39 agreed to.

Clauses 40 to 65.

Debate ensued.

Clauses agreed to.

Clause 66.

The Minister for Local Government and Regional Development moved -

Page 43, lines 16 to 19 — To delete the lines and insert instead —

(o) person who —

- (i) is an officer or employee of an agency as defined in section 3(1) of the *Public Sector Management Act 1994*; or
- (ii) provides services to such an agency under a contract for services; or
- (iii) is a contract worker as defined in section 3 of the *Court*Security and Custodial Services Act 1999 or section 15A

  of the Prisons Act 1981.

being a person prescribed or of a class prescribed by regulations.

Debate ensued.

Amendment - put and passed.

Clause, as amended, agreed to.

Clauses 67 to 77 agreed to.

New Clause 78.

The Minister for Local Government and Regional Development moved -

Page 52, after line 16 — To insert the following new clause —

78. Section 151 amended

Section 151(3) is repealed and the following subsections are inserted instead —

- (3) A person is to be appointed as the secretary of the Board.
- (4) The secretary and any other staff of the Board are to be appointed under Part 3 of the *Public Sector Management Act 1994*.

New Clause agreed to.

Title agreed to.

\_\_\_\_

The Deputy President resumed the Chair.

Bill reported with amendments.

Ordered - That consideration of the Committee's Report be made an Order of the Day for the next sitting.

LC Minutes No. 110 - Tuesday, 31 October 2006

# 14. Betting and Racing Legislation Amendment Bill 2006

The Order of the Day having been read for the adjourned debate on the second reading of this Bill. Hon Barry House moved, without notice -

That

- (a) Order of the Day No. 292, the *Betting and Racing Legislation Amendment Bill* 2006, be discharged and referred to the Standing Committee on Legislation for consideration and report not later than 23 November 2006; and
- (b) the Committee have the power to consider the policy of the Bill.

Debate ensued.

The Acting President left the Chair at 9.08pm
The Acting President resumed the Chair at 9.16pm

Acting President's Ruling

The Acting President ruled as follows -

I have considered the issue. It is my view that the Member has moved a procedural motion. Only substantive motions have the right of reply. The question is that the motion moved by Hon Barry House be agreed to.

Debate resumed.

Question - put.

The House divided.

### Ayes (13)

Hon Ken Baston	Hon Barry House
Hon George Cash	Hon Robyn McSweeney
Hon Murray Criddle	Hon Norman Moore
Hon Donna Faragher	Hon Helen Morton
Hon Anthony Fels	Hon Simon O'Brien
Hon Nigel Hallett	Hon Bruce Donaldson (Telle)

Hon Ray Halligan

### Noes (14)

Hon Shelley Archer	Hon Paul Llewellyn
Hon Matt Benson-Lidholm	Hon Louise Pratt
Hon Vincent Catania	Hon Ljiljanna Ravlich
Hon Kate Doust	Hon Sally Talbot
Hon Sue Ellery	Hon Ken Travers
Hon Adele Farina	Hon Giz Watson
Hon Jon Ford	Hon Ed Dermer (Teller)

Question thus negatived.

Debate resumed on the second reading of the Bill.

Interruption pursuant to Sessional Order.

#### 15. Members' Statements

Members' statements were taken.

# 16. Adjournment

The House adjourned at 10.02pm until Wednesday, 1 November 2006 at 2.00pm.

# Members present during the day's proceedings

Attendance: Present all Members except Hon Kim Chance and Hon Barbara Scott.

Member granted leave: Hon Margaret Rowe.

# MALCOLM PEACOCK

# HON NICK GRIFFITHS

Acting Clerk of the Legislative Council

President of the Legislative Council