

**LEGISLATIVE COUNCIL****THURSDAY, 17 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. Paper

The following Paper was laid on the Table by —

Minister for Agriculture and Food

Directions —

Direction from the Minister for Lands to the Western Australian Land Information Authority (Landgate) — National Security and Natural Disaster Support in accordance with section 65(1) of the Land Information Authority Act 2006.....2445

3. City of Kalamunda Keeping and Control of Cats Local Law 2023 — Disallowance

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

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *City of Kalamunda Keeping and Control of Cats Local Law 2023* published in the *Gazette* on 10 May 2023 and tabled in the Council on 16 May 2023 under the *Cat Act 2011*, be and is hereby disallowed. (Tabled Paper 2207).

4. Presence of THC in a driver's oral fluid, blood, or urine

Hon Sophia Moermond: To move on the next day of sitting —

That this House urges the Cook Government to legislate to introduce a complete defence to the presence of THC in a driver's oral fluid, blood, or urine in circumstances where —

- (a) the driver has a valid doctor's prescription for a medicine containing THC; and
- (b) the offence does not involve dangerous or reckless driving; and
- (c) an officer has not established driver impairment by another means.

5. Contributions of Regional Western Australians

Non-Government Business No. 1 having been called, Hon Colin de Grussa moved, without notice —

That the Legislative Council —

- (a) acknowledges and commends the invaluable contributions of regional Western Australians to the State's economy and society;
- (b) expresses gratitude to the hard working individuals in regional communities who play a vital role in our State's prosperity;
- (c) condemns the State and Federal Labor governments for their attacks on fishing, agriculture and forestry as well as failures in regional health care and housing which are negatively impacting regional Western Australians; and
- (d) affirms its commitment to advocating for policies that prioritise and support the interests of all Western Australians, regardless of geography.

Debate ensued.

Motion lapsed.

6. Developing a more sustainable and diversified economy

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

That this House congratulates the Cook Government on its continued investment in developing a more sustainable and diversified economy, in particular supporting and boosting primary industries trade.

Debate ensued.

Motion lapsed.

7. Order of Business

Ordered — That Orders of the Day Nos 1, *Shire of Wyalkatchem Bush Fire Brigades Local Law 2022 — Disallowance*, 2, *Shire of Wyalkatchem Cats Local Law 2022 — Disallowance*, 3, *Shire of Wyalkatchem Public Places and Local Government Property Local Law 2022 — Disallowance*, and 5, *Aboriginal Cultural Heritage Amendment Regulations (No. 2) 2023 — Disallowance*, be taken after Order of the Day No. 12, *School Education Amendment Bill 2023*. (Minister for Agriculture and Food).

8. Shire of Augusta Margaret River Cat Local Law 2023 — 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. 4, *Shire of Augusta Margaret River Cat Local Law 2023 — Disallowance*, be discharged from the Notice Paper.

Question — put and passed.

9. Workers Compensation and Injury Management Bill 2023 and Workers Compensation and Injury Management Amendment Bill 2023

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

The Acting President left the Chair.

In Committee

(Hon Dr Sally Talbot in the Chair)

Workers Compensation and Injury Management Bill 2023

Clause 149.

Debate ensued.

The Parliamentary Secretary to the Minister for Industrial Relations tabled the *Government Gazette* dated 17 October 2016, *WorkCover WA Guides for the Evaluation of Permanent Impairment*. (Tabled Paper 2446).

Debate resumed.

Clause agreed to.

Clauses 150 to 162 agreed to.

Clause 163.

Debate ensued.

Clause agreed to.

Clauses 164 and 165 agreed to.

Clause 166.

Debate ensued.

Clause agreed to.

Clauses 167 and 168 agreed to.

Clause 169.

Debate ensued.

Clause agreed to.

Clause 170 agreed to.

Clause 171.

Debate ensued.

Clause agreed to.

Clause 172.

Debate ensued.

Clause agreed to.

Clauses 173 to 179 agreed to.

Clause 180.

Debate ensued.

Clause agreed to.

Clause 181 agreed to.

Clause 182.

Debate ensued.

Clause agreed to.

Clauses 183 to 192 agreed to.

Clause 193.

Debate ensued.

Clause agreed to.

Clause 194 agreed to.

Clause 195.

Debate ensued.

The Parliamentary Secretary to the Minister for Industrial Relations moved —

Page 153, lines 25 and 26 — To delete the lines.

Amendment — put and passed.

Clause, as amended, agreed to.

Clauses 196 to 201 agreed to.

Clause 202.

Debate ensued.

Clause agreed to.

Clauses 203 to 209 agreed to.

Clause 210.

Debate ensued.

Clause agreed to.

Clauses 211 to 214 agreed to.

Clause 215.

Debate ensued.

Clause agreed to.

Clauses 216 to 290 agreed to.

Clause 291.

Debate ensued.

Clause agreed to.

Clauses 292 to 296 agreed to.

Clause 297.

Debate ensued.

Clause agreed to.

Clauses 298 to 347 agreed to.

Clause 348.

Debate ensued.

Clause agreed to.

Clauses 349 to 357 agreed to.

Clause 358.

Debate ensued.

Clause agreed to.

Clauses 359 to 362 agreed to.

Clause 363.

Debate ensued.

Clause agreed to.

Clause 364 agreed to.

10. Questions Without Notice

Questions without notice were taken.

Hon Ben Dawkins, by leave, tabled documents in relation to a question without notice to the Minister for Agriculture and Food representing the Minister for Planning. (Tabled Paper 2447).

The Parliamentary Secretary to the Minister for Regional Development tabled a response to a question without notice asked by Hon Dr Steve Thomas. (Tabled Paper 2448).

The Leader of the House representing the Minister for Health, by leave, incorporated into *Hansard* a response to a question without notice asked by Hon Donna Faragher.

The Minister for Emergency Services representing the Minister for Corrective Services, by leave, incorporated into *Hansard* a response to a question without notice asked by Hon Dr Brad Pettitt.

The Minister for Emergency Services representing the Minister for Police, by leave, incorporated into *Hansard* a response to a question without notice asked by Hon Sophia Moermond.

The Minister for Emergency Services representing the Minister for Corrective Services, in accordance with Standing Order 108(2), advised that an answer to question on notice 1473 asked by Hon Steve Martin will be provided on 29 August 2023.

11. Workers Compensation and Injury Management Bill 2023 and Workers Compensation and Injury Management Amendment Bill 2023

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

The President left the Chair.

In Committee

(Hon Sandra Carr in the Chair)

Workers Compensation and Injury Management Bill 2023

Clause 365.

Debate ensued.

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.

12. Members' Statements

Statements were taken.

13. Abortion Legislation Reform Bill 2023

The President reported the receipt of Message No. 118 from the Legislative Assembly forwarding the Bill for concurrence.

The Leader of the House representing the Minister for Health moved, That the Bill be read a first time.

Question — put and passed.

Bill read a first time.

The Leader of the House representing the Minister for Health moved, That the Bill be read a second time.

The Leader of the House representing the Minister for Health tabled an Explanatory Memorandum relating to the Bill. (Tabled Paper 2449).

The Leader of the House representing the Minister for Health tabled the *Department of Health Community Consultation Summary Report*. (Tabled Paper 2450).

Debate stands adjourned.

14. Adjournment

The Council adjourned at 6.29pm until Tuesday, 29 August 2023 at 1.00pm.

Members present during the day's proceedings

Attendance: Present all Members except Hon Klara Andric, Hon Kate Doust, Hon Peter Foster, Hon Ayor Makur Chuot and Hon Neil Thomson.

SAM HASTINGS

Clerk of the Legislative Council

HON ALANNA CLOHESY MLC

President of the Legislative Council