

Minutes of Proceedings



LEGISLATIVE COUNCIL

WEDNESDAY, 4 AUGUST 2021

1.00pm

1. Meeting of Council

The Council assembled at 1.00pm pursuant to order.

The President, Hon Alanna Clohesy, took the Chair.

Prayers and an Acknowledgement of Country were read.

2. Papers

The following Papers were laid on the Table by —

Leader of the House

Maps —

Greater Bunbury Region Scheme Amendment 0059/41 — Wanju Urban Expansion
Area — Shire of Dardanup (June 2021) 423

Reports —

Greater Bunbury Region Scheme Amendment 0059/41 — Wanju Urban Expansion
Area — Shire of Dardanup — Report on Submissions (June 2021) 424

Minister for Mental Health

Reports —

Police Western Australia — Terrorism (Preventative Detention) Act 2006
(section 54(2)) Quarterly Report (30/06/2021) 425

Parliamentary Secretary to the Attorney General

Annual Reports —

Electoral Commission — Political Finance (2020) (Date received 02/08/2021) 402

3. Contribution of Agricultural Industries and their Workers

Motion No. 1 having been called, Hon Shelley Payne, pursuant to notice, moved —

That this House acknowledges the contribution to the State of Western Australia by our agricultural industries and their workers, acknowledges the contributions of those who have built these industries and commends the McGowan Government for its investment in their future.

Debate ensued.

Motion — put and passed.

4. Order of Business

Ordered — That Orders of the Day Nos 1, *City of Bunbury Public Places and Local Government Property Local Law 2020 — Disallowance*, 2, *Boxing Contest Rules 2020 — Disallowance*, 3, *Kickboxing Contest Rules 2020 — Disallowance*, 4, *MMA Contest Rules 2019 — Disallowance*, 5, *Muay Thai Contest Rules 2020 — Disallowance*, 6, *Road Traffic (Towing of Vehicles) Regulations 2020 — Disallowance*, 7, *City of Greater Geraldton Public Places and Local Government Property Local Law 2020 — Disallowance*, 8, *Shire of Coolgardie Waste Local Law 2020 — Disallowance*, 9, *Town of Port Hedland Waste Local Law 2020 — Disallowance*, 10, *City of Belmont Consolidated Local Law 2020 — Disallowance*, 11, *Consumer Goods (Products Containing Button/Coin Batteries) Safety Standard 2020 — Disallowance*, 12, *Consumer Goods (Button/Coin Batteries) Information Standard 2020 — Disallowance*, 13, *Consumer Goods (Button/Coin Batteries) Safety Standard 2020 — Disallowance*, 14, *Consumer Goods (Products Containing Button/Coin Batteries) Information Standard 2020 — Disallowance*, 15, *City of Bayswater Waste Local Law 2020 — Disallowance*, 16, *Bush Fires Amendment Regulations 2021 — Disallowance*, 17, *National Disability Insurance Scheme (Worker Screening) Regulations 2021 — Disallowance*, 18, *Curtin University Statute No. 5 — Election of Council Members — Disallowance*, 19, *Mindarie Regional Council Waste Facility Site Amendment Local Law 2020 — Disallowance*, 20, *City of Cockburn Parking and Parking Facilities Amendment No. 1 Local Law 2021 — Disallowance*, 21, *Shire of Broomehill-Tambellup Activities in Thoroughfares and Public Places and Trading Local Law 2020 — Disallowance*, 22, *Shire of Broomehill-Tambellup Cemeteries Local Law 2020 — Disallowance*, 23, *Shire of Broomehill-Tambellup Fencing Local Law 2020 — Disallowance*, 24, *Shire of Broomehill-Tambellup Health Local Law 2020 — Disallowance*, 25, *Shire of Broomehill-Tambellup Waste Local Law 2020 — Disallowance*, 26, *City of Gosnells Standing Orders Amendment Local Law (Number 2) 2020 — Disallowance*, 27, *Town of Cottesloe Local Government (Meetings Procedure) Local Law 2021 — Disallowance*, 28, *City of Rockingham Fencing Local Law 2020 — Disallowance*, 29, *City of Canning Dog Local Law 2021 — Disallowance*, 30, *Shire of Broome Waste Local Law 2021 — Disallowance*, 31, *Town of Victoria Park Fencing Local Law 2021 — Disallowance*, 32, *Shire of Gingin—Meeting Procedures Amendment Local Law 2021 — Disallowance*, 33, *Racing Bets Levy Amendment Regulations 2021 — Disallowance*, 34, *City of Bayswater Activities in Thoroughfares and Public Places and Trading Local Law 2020 — Disallowance*, 35, *City of Kalamunda Dogs Local Law 2021 — Disallowance*, 36, *City of Kalamunda Extractive Industries Local Law 2021 — Disallowance*, 37, *Shire of Peppermint Grove Activities in Thoroughfares and Public Places and Trading Local Law 2021 — Disallowance*, 38, *Shire of Peppermint Grove Fencing Local Law 2021 — Disallowance*, and 39, *Shire of Peppermint Grove Waste Local Law 2021 — Disallowance*, be taken after Order of the Day No. 49, *Standing Committee on Procedure and Privileges — Report No. 63 — Review of the Standing Orders — Extension of Time*. (Leader of the House).

5. Agricultural Produce Commission Amendment Bill 2021

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

The Minister for Agriculture and Food 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.

6. Metropolitan Region Scheme (Beeliar Wetlands) Bill 2021

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

Debate resumed.

Question — put.

The Council divided.

Ayes (19)

Hon Klara Andric
 Hon Dan Caddy
 Hon Kate Doust
 Hon Sue Ellery
 Hon Peter Foster
 Hon Lorna Harper
 Hon Jackie Jarvis
 Hon Alannah MacTiernan
 Hon Kyle McGinn
 Hon Shelley Payne

Hon Dr Brad Pettitt
 Hon Stephen Pratt
 Hon Martin Pritchard
 Hon Samantha Rowe
 Hon Rosie Sahanna
 Hon Matthew Swinbourn
 Hon Dr Brian Walker
 Hon Darren West
 Hon Pierre Yang (*Teller*)

Noes (7)

Hon Martin Aldridge
 Hon Peter Collier
 Hon Donna Faragher
 Hon Nick Goiran

Hon Tjorn Sibma
 Hon Neil Thomson
 Hon Colin de Grussa (*Teller*)

Question thus passed.

Bill read a second time.

7. Questions Without Notice

Questions without notice were taken.

The Minister for Regional Development representing the Minister for Energy, by leave, incorporated into *Hansard* information in relation to residential disconnections and applications to the Hardship Utilities Grant Scheme in September 2020 to August 2021, in response to a question without notice asked by Hon Dr Steve Thomas.

The Minister for State Development, Jobs and Trade, by leave, incorporated into *Hansard* information in relation to the invocation of *force majeure* by Griffin Coal in July 2021, in response to a question without notice asked by Hon Dr Steve Thomas.

8. Personal Explanation

The Parliamentary Secretary to the Attorney General, by leave, made a personal explanation in relation to the *Protection of Information (Entry Registration Information Relating to COVID-19 and Other Infectious Diseases) Bill 2021*.

The Parliamentary Secretary to the Attorney General tabled documents relating to the alignment of the Safe WA Privacy Policy with the Australian Privacy Policy, QR Code Implementation, Cloud Policy, and Cloud Services Requirements. (Tabled Paper 426).

9. Metropolitan Region Scheme (Beeliar Wetlands) Bill 2021

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

The President left the Chair.

In Committee

(Hon Steve Martin in the Chair)

Clause 1.

Debate ensued.

The Leader of the House moved, That the Deputy Chair report progress and seek to sit again.

Question — put and passed.

The Deputy 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.

10. Order of Business

Ordered — That Order of the Day No. 49, *Standing Committee on Procedure and Privileges — Report No. 63 — Review of the Standing Orders — Extension of Time*, be taken forthwith. (Leader of the House).

11. Standing Committee on Procedure and Privileges — Report No. 63 — Review of the Standing Orders — Extension of Time

The Order of the Day having been read for the adjourned debate on the motion of the Chair of Committees, as follows —

That the reporting date for the Standing Committee on Procedure and Privileges inquiry into the *Review of the Standing Orders* be extended from 10 August 2021 to 2 September 2021.

Debate ensued.

Question — put and passed.

12. Order of Business

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

13. Members' Statements

Statements were taken.

Hon James Hayward tabled condolence notes relating to the passing of Mr Russell Goodrick. (Tabled Paper 427).

14. Courts Legislation Amendment (Magistrates) Bill 2021

The President reported the receipt of Message No. 22 from the Legislative Assembly forwarding the Bill for concurrence.

The Parliamentary Secretary to the Attorney General moved, That the Bill be read a first time.

Question — put and passed.

Bill read a first time.

The Parliamentary Secretary to the Attorney General moved, That the Bill be read a second time.

The Parliamentary Secretary to the Attorney General tabled an Explanatory Memorandum relating to the Bill. (Tabled Paper 428).

Debate stands adjourned.

15. Legal Profession Uniform Law Application (Levy) Bill 2021

The President reported the receipt of Message No. 23 from the Legislative Assembly forwarding the Bill for concurrence.

The Parliamentary Secretary to the Attorney General moved, That the Bill be read a first time.

Question — put and passed.

Bill read a first time.

The Parliamentary Secretary to the Attorney General moved, That the Bill be read a second time.

The Parliamentary Secretary to the Attorney General tabled an Explanatory Memorandum relating to the Bill. (Tabled Paper 429).

Debate stands adjourned and Bill referred to the Standing Committee on Uniform Legislation and Statutes Review [SO 126].

16. Legal Profession Uniform Law Application Bill 2021

The President reported the receipt of Message No. 24 from the Legislative Assembly forwarding the Bill for concurrence.

The Parliamentary Secretary to the Attorney General moved, That the Bill be read a first time.

Question — put and passed.

Bill read a first time.

The Parliamentary Secretary to the Attorney General moved, That the Bill be read a second time.

The Parliamentary Secretary to the Attorney General tabled an Explanatory Memorandum relating to the Bill. (Tabled Paper 430).

Debate stands adjourned and Bill referred to the Standing Committee on Uniform Legislation and Statutes Review [SO 126].

17. Adjournment

The Council adjourned at 7.26pm until Thursday, 5 August 2021 at 10.00am.

Members present during the day's proceedings

Attendance: Present all Members.

PAUL GRANT

Deputy Clerk of the Legislative Council

HON ALANNA CLOHESY MLC

President of the Legislative Council