

WESTERN AUSTRALIA

LEGISLATIVE COUNCIL

NOTICE PAPER

No. 9

TUESDAY, SEPTEMBER 12 2000, 3.30pm

ORDER OF BUSINESS

Petitions, Papers for Tabling, Notices of Motions for Disallowance, Notices of Motions to Introduce Bills, Notices of Motions, Questions on Notice, Questions without Notice, Urgency Motions, Motions Without Notice, Motions and Orders of the Day.

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MOTIONS

1. State Workplace Agreements

Resumption of debate (Thursday, September 7 2000 continuation of remarks Hon Bruce Donaldson (mins 16)) on motion of Leader of the House -

That this House calls on the Opposition to repudiate demands by the Union movement and the Federal ALP to scrap State Workplace Agreements and acknowledge that its opposition to State Workplace Agreements since 1993 has been ideologically driven and dictated by the Union Movement.

2. Interests of Rural and Regional Western Australia - Failure of State Government (*Notice given Tuesday, August 8 2000*)

Hon Tom Stephens: To move -

That this House -

- (1) Condemns the State Government for its failure to safeguard and improve the interests of rural and regional Western Australia and its misplaced priorities.
- (2) Calls on the Government to amend its policies and give priority to the delivery of core government services to all West Australians, especially in the areas of health, education, community safety and public transport.

3. Native Title Legislation - Western Australian Senators' Support (*Notice given Tuesday, August 8 2000*)

Hon Ray Halligan: To move -

This House calls on all Senators representing the State of Western Australia to support amendments to the Native Title legislation that will end the impasse with the current unworkable Act.

4. Transperth Bus Fleet - (*Notice given Tuesday, August 8 2000*)

Hon Jim Scott: *To seek leave to amend motion as read by substituting the following -*

That in relation to a recently published peer review of a study by an Expert Reference Group (Euro 2 and Beyond) commissioned by former Transport Minister Eric Charlton to determine the future fuel needs of Transperth's bus fleet -

- (1) *This House notes the findings of the peer review of the ERG Report.*
- (2) *Calls on the Minister for Transport to -*
 - (a) *explain why flawed and inaccurate data was used to justify the purchase of the Transperth bus fleet;*
 - (b) *describe the current contractual arrangements between Transperth and Mercedes Benz;*
 - (c) *identify the number of diesel powered buses Transperth is bound to purchase;*
 - (d) *confirm whether Mercedes is able to provide, as an alternative, sufficient numbers of high performance gas powered buses to meet Transperth's needs; and*
 - (e) *state if he is prepared to re-examine the ERG recommendations and reassess the purchase of further diesel powered buses.*

5. Drug Treatment Services - Appointment of Select Committee (*Notice given Tuesday, August 8 2000*)

Hon Norm Kelly: To move -

That -

- (1) A select committee is appointed.
- (2) The select committee inquire into and report to the House not later than November 22 2000 on -
 - (a) the establishment of drug Courts in the State and their actual or projected effects on the provision of, and demand for, drug treatment services;
 - (b) the feasibility of, and need for, a trial of safe injecting facilities;
 - (c) the feasibility of, and need for, the supply to adult, long-term addicts of heroin under prescription;
 - (d) the relationship (if any) between the provision of safe injecting facilities and medically-prescribed heroin and the numbers of dependent drug users making use of treatment programs; and
 - (e) any matter relating to or arising from any of the matters described in paragraphs (a) to (d).
- (3) The select committee have power to send for persons, papers and records.

6. Minister for Labour Relations - Recommendation to abolish the Building and Construction Industry Task Force (*Notice given Tuesday, August 8 2000*)

Hon Ljiljanna Ravlich: To move -

That -

- (1) The Minister for Labour Relations endorse the recommendations of "A review of the Western Australian Labour Relations Portfolio" that the Building and Construction Industry Task Force be abolished.
- (2) This House calls on the Minister to review her decision given that the Building and Construction Industry Task Force is not cost effective and no more than a political vehicle used to discriminate against the State's building and construction unions.

7. Police Corruption - Appointment of Royal Commission (*Notice given Tuesday, August 8 2000*)

Hon Nick Griffiths: To move -

That this House calls on the State Government to establish a royal commission, staffed by personnel other than serving or former Western Australian police, to inquire into the operations of the Western Australia Police Force, with particular reference to -

- (1) Corruption and other serious misconduct within the Force.
- (2) The activities of the Force in dealing with any problems of corruption and other serious misconduct and internal investigations generally.
- (3) Impartiality of the Force and other agencies in investigating and pursuing prosecutions.
- (4) Any other matter appertaining to the aforesaid matters concerning possible criminal activity, neglect or violation of duty, the inquiry into which is deemed to be in the public interest.

8. Censure of Labor Opposition on Federal Tax Reform (*Notice given Tuesday, August 8 2000*)

Hon Ray Halligan: To move -

That this House censures the Labor Opposition because of its failure to truly represent to the people of Western Australia the recent major Federal tax reforms.

9. Management of Public Sector Leave Liability - Referral to Standing Committee on Estimates and Financial Operations (*Notice given Tuesday, August 8 2000*)

Hon Ljiljanna Ravlich: To move -

That the House direct the Standing Committee on Estimates and Financial Operations to inquire into and report on the Government's management of public sector leave liability, including the effectiveness or otherwise of its strategies to deal with this issue, and any other matter related to leave management.

10. Submission No 18 of 2000 Class "A" Reserve 2237 Hardy Park - Disallowance (*Notice given Wednesday, August 9 2000*)

Hon Jim Scott: To move -

That submission No. 18 of 2000 - Proposal to grant a land exchange between portion of Class "A" Reserve 12237 "Hardy Park" and portion of Swan location 33 being Lot 712 tabled in the Legislative Council on May 23 2000 under section 42(4)(a) of the *Land Administration Act 1997* be and is hereby disallowed. (Table paper 963) (**SO's 152 and 153 do not apply**).

11. Mandatory Sentencing - Support For (*Notice given Wednesday, August 9 2000*)

Hon Greg Smith: To move -

That the Legislative Council of Western Australia supports mandatory sentencing in the State as it exists and furthermore request that it be extended to include crimes of violence against the elderly.

12. Road Traffic Code 2000 - Regulation No. 201 - Amendment (*Notice given Wednesday, August 16 2000*)

Hon Tom Stephens: To move -

That the *Road Traffic Code 2000* regulations be amended by inserting in Regulation No. 201 the following -

“ (2) A person using a shared path shall keep as close a practicable to the left boundary of the path. ”.

13. Standing Order 143 - Amendment (*Notice given Thursday, August 17 2000*)

Hon Norm Kelly: To move -

Standing Order 143 is amended by adding the words “whether or not the statutory instrument has legislative effect.”.

BILLS FOR INTRODUCTION

1. Human Reproductive Technology Amendment (No 2) Bill 2000 (*Notice given August 9 2000*)

Hon Giz Watson: To move -

That a Bill for “An Act to amend the *Human Reproductive Technology Act 1991*” be introduced and read a first time.

2. Voluntary Euthanasia Bill 2000 (*Notice given August 9 2000*)

Hon Norm Kelly: To move -

That a Bill for “An Act to provide for the administration of Voluntary Euthanasia” be introduced and read a first time.

3. Electoral Amendment (Constitutional Provisions) Bill 2000 (*Notice given August 10 2000*)

Hon John Cowdell: To move -

That a Bill for “An Act to amend the *Electoral Act 1907*” be introduced and read a first time.

ORDERS OF THE DAY

1. Electricity Amendment Regulations 2000 - Disallowance

Moved *pro forma* (SO 152 (b)) September 12 2000 on motion of Hon Tom Helm (Days remaining 9 after today).

That the *Electricity Amendment Regulations 2000* published in the *Gazette* on May 30 2000 and tabled in the Legislative Council on June 20 2000 under the *Electricity Act 1945*, be and are hereby disallowed. (Tabled paper 1035).

2. Western Australian Totalisator Agency Board – Totalisator Agency Board Sportsbet Rules - Disallowance

Moved *pro forma* (SO 152 (b)) September 12 2000 on motion of Hon Tom Helm (Days remaining 9 after today).

That the *Western Australian Totalisator Agency Board – Totalisator Agency Board Sportsbet Rules* published in the *Gazette* on June 2 2000 and tabled in the Legislative Council on June 20 2000 under the *Totalisator Agency Board Betting Act 1960*, be and are hereby disallowed. (Tabled paper 1039).

3. Shire of Bridgetown-Greenbushes – Dogs Local Law - Disallowance

Moved *pro forma* (SO 152 (b)) September 12 2000 on motion of Hon Tom Helm (Days remaining 9 after today).

That the *Shire of Bridgetown-Greenbushes – Dogs Local Law* published in the *Gazette* on June 2 2000 and tabled in the Legislative Council on June 20 2000 under the *Dog Act 1976*, be and are hereby disallowed. (Tabled paper 1048).

4. Shire of Bridgetown-Greenbushes – Cemeteries Local Law - Disallowance

Moved *pro forma* (SO 152 (b)) September 12 2000 on motion of Hon Tom Helm (Days remaining 9 after today).

That the *Shire of Bridgetown-Greenbushes – Cemeteries Local Law* published in the *Gazette* on June 2 2000 and tabled in the Legislative Council on June 20 2000 under the *Cemeteries Act 1986*, be and are hereby disallowed. (Tabled paper 1046).

5. Spent Convictions (Act Amendment) Regulations 2000 - Disallowance

Moved *pro forma* (SO 152 (b)) September 12 2000 on motion of Hon Tom Helm (Days remaining 9 after today).

That the *Spent Convictions (Act Amendment) Regulations 2000* published in the *Gazette* on June 2 2000 and tabled in the Legislative Council on June 20 2000 under the *Spent Convictions Act 1988*, be and are hereby disallowed. (Tabled paper 1057).

6. Address-in-Reply

Resumption of debate (Thursday, September 7 adjourned Hon Muriel Patterson) on amendment of Hon Kim Chance as follows -

“And further, regrets to advise His Excellency that the Court Government is failing to give adequate resources and support to cope with the health and medical needs of the residents of metropolitan and regional Western Australia.”.

7. *Forest Products Bill 1999 [LA 76-2A] Attorney General

Committee progress Clause 71 “19/71” Hon Mark Nevill (mins 6) *see Ecologically Sustainable Development Report 7cf SNP 6-1.*

8. *Julimar State Forest Proposal Attorney General

Consideration of Legislative Assembly Message 4.

9. *Electoral Amendment Bill 2000 [LA 134-1B] Leader of the House

Second reading adjourned Hon Bob Thomas (Thursday, June 29 2000) *cf SNP 11*

10. Mining Amendment Bill 2000 [LC 149-1] Leader of the House

Second reading adjourned Hon Bob Thomas (Wednesday, August 16 2000).

11. *Road Traffic Amendment Bill 1999 [LA 40-2] Minister for Transport

Committee *cf* SNP 1.

12. State Superannuation (Transitional and Consequential) Provisions Bill 1999 [LA 62-1] Attorney General

Second reading adjourned Hon Ed Dermer (Thursday, May 11 2000).

13. *Rights in Water and Irrigation Amendment Bill 1999 [LA 100-2] Minister for Transport

Second reading adjourned Hon Ed Dermer (Thursday, November 25 1999) *see Legislation Report 51 cf SNP 7-1.*

14. *Government Railways (Access) Amendment Bill 2000 [LA 112-1] Minister for Transport

Second reading adjourned Hon Ed Dermer (Wednesday, June 21 2000) *cf SNP 2-2.*

15. *Workers' Compensation and Rehabilitation Amendment Bill 2000

Consideration in committee of Legislative Assembly Message 87.

16. Protective Custody Bill 2000 [LA 97-1] Attorney General

Second reading adjourned Hon Ed Dermer (Thursday, May 11 2000).

17. *Trans-Tasman Mutual Recognition (Western Australia) Bill 1999 [LA 7-1] Leader of the House

Second reading adjourned Hon Nick Griffiths (Wednesday, October 29 1999) (SO 230 (c) and (d) no longer applies) *cf SNP 12.*

18. Trust Removal (Mount Claremont Land) Bill 1998 [LA 22-1] Leader of the House

Second reading adjourned Hon Tom Stephens (Wednesday, November 25 1998).

19. *Transport Co-ordination Amendment Bill 1998 [LA 120-3] Minister for Transport

Committee *see Estimates and Financial Operations Report 30 cf SNP 10.*

20. Legal Contribution Trust Amendment Bill 2000 [LA 137-1B] Attorney General

Second reading adjourned Hon Bob Thomas (Thursday, June 29 2000).

21. Fish Resources Management Amendment Bill 1999 [LA 78-1] Minister for Transport

Second reading adjourned Hon Bob Thomas (Wednesday, March 29 2000).

- 22. *Road Traffic Amendment Bill (No. 2) 2000 [LC 124-1] Minister for Transport**
Committee (SO 230 (c) and (d) applies) cf SNP 8-1.
- 23. *Acts Amendment (Evidence) Bill 1999**
Consideration in committee of Legislative Assembly Message 77.
- 24. *Guardianship and Administration Amendment Bill 1999**
Consideration in committee of Legislative Assembly Message 76.
- 25. Railway Discontinuance Bill 2000 [LC 15-1B] Minister for Transport**
Second reading adjourned Hon Ed Dermer (Thursday, May 4 2000).
- 26. Vexatious Proceedings Restriction Bill 2000 [LC 136-1] Attorney General**
Second reading adjourned Hon Bob Thomas (Wednesday, June 28 2000).
- 27. *Hope Valley-Wattleup Redevelopment Bill 2000 [LA 114-2B] Attorney General**
Second reading adjourned Hon Ed Dermer (Thursday, August 17 2000) cf SNP 4.
- 28. Acts Amendment (Fines Enforcement and Licence Suspension) Bill 2000 [LA 146-1] Attorney General**
Second reading adjourned Hon Ed Dermer (Thursday, August 17 2000).
- 29. Acts Amendment (Australian Datum) Bill 2000 [LA 92-2] Leader of the House**
Second reading adjourned (SO 230 (c) and (d) applies until October 6) Hon Bob Thomas (Wednesday, September 6 2000).
- 30. Electronic Transactions Bill 2000 [LC 4-1] Attorney General**
Second reading adjourned Hon Bob Thomas (Wednesday, September 6 2000).
- 31. Sentencing Amendment (Adjustment of Sentences) Bill 2000 [LC 10-1] Minister for Justice**
Second reading adjourned Hon Bob Thomas (Wednesday, September 6 2000).
- 32. Mount Yokine Land Acquisition Repeal Bill 2000 [LA 131-1] Leader of the House**
Second reading adjourned Hon Bob Thomas (Wednesday, September 6 2000).
- 33. Standing Orders Committee - Report on SO 155 - Procedure for raising Matter of Privilege and SO 134 providing for a Right of Reply**
Consideration of report in committee.
- 34. Labour Relations Legislation Amendment Bill (No. 2) 1997 [LC 64-1] Hon Helen Hodgson**
Second reading adjourned Hon Muriel Patterson (Thursday, August 28 1997) see *Public Administration Report 11*.
- 35. *Acts Amendment (Sexuality Discrimination) Bill 1997 [LC 75-1] Hon Helen Hodgson**
Consideration of Report see *Legislation Reports 45&49 and Addendum* cf SNP 9-1.
- 36. Criminal Code Amendment Bill 2000 [LC 8-1] Hon Helen Hodgson**
Second reading adjourned Hon Muriel Patterson (Thursday, August 17 2000).

37. Genetically Modified Material (Temporary Prohibition) Bill 1999 [LC 50-1] Hon Jim Scott

Second reading.

38. Poisons Amendment (Cannabis for Medical and Commercial Uses) Bill 1999 [LC 20-1] Hon Christine Sharp

Second reading adjourned Hon Ray Halligan (Tuesday October 19 1999).

39. Consideration of Committee Reports

- (a) Estimates and Financial Operations - Report No. 29 in relation to the Financial Management of Prisons. (Presented 29/6/2000)
Thursday September 7 continuation of introductory remarks Hon Mark Nevill
- (b) Constitutional Affairs Committee - Report No. 52 in relation to the Denmark Agricultural School - Requesting the Retention of the Buildings which have Housed the School Since the 1940's. (Presented 23/5/2000)
- (c) Ecologically Sustainable Development - Report No. 6 in relation to the Management and Sustainability of the Western Rock Lobster. (Presented 23/5/2000)
- (d) Ecologically Sustainable Development - Report No. 8 in relation to 2000 National Conference of Parliamentary Public Works and Environment Committees. (Presented 5/9/2000)
- (e) Public Administration Report No. 4 - Discussion Paper in relation to the Remedies Available to Recipients of Contracted-Out Government Services. (Presented 5/9/2000)
- (f) Constitutional Affairs Committee - Report No. 56 - Overview of Petitions August 1999 - August 2000. (Presented 7/9/2000)

* For amendments see Supplementary Notice Paper #

For full text see Supplementary Notice Paper for other business before the House.

L B MARQUET

Clerk of the Legislative Council