

LEGISLATIVE COUNCIL

MINUTES OF PROCEEDINGS

No. 182

WEDNESDAY, 11 MARCH 2020

1. Meeting of Council

The Council assembled at 1.00pm pursuant to order.

The President, Hon Kate Doust, took the Chair.

Prayers and an Acknowledgement of Country were read.

2. Petitions

Hon Alison Xamon presented a petition from 256 petitioners requesting the Legislative Council to oppose Local Planning Scheme No. 5 in the City of Subiaco. (Tabled Paper 3661).

Hon Tjorn Sibma presented a petition from 256 petitioners requesting the Legislative Council to oppose Local Planning Scheme No. 5 in the City of Subiaco. (Tabled Paper 3662).

3. Ministerial Statement — Peel Region Scheme Amendments 044/41 and 046/41

The Minister for Environment representing the Minister for Planning made a Ministerial Statement with respect to the Peel Region Scheme Amendments 044/41 and 046/41, which facilitate rezoning of Lots 89 and 109 Readheads Road, Lot 221 Lakes Road, and parts of Lot 400 Paterson Road, Nambeelup.

The Minister for Environment representing the Minister for Planning tabled a report on submissions and Hearings of the Peel Region Scheme Amendment No. 046/41 — Nambeelup Industrial Zone lot 221 Lakes road and parts of lot 400 Paterson road Nambeelup (February 2020). (Tabled Paper 3663).

The Minister for Environment representing the Minister for Planning tabled maps of the Peel Region Scheme Amendment No. 046/41 — Nambeelup Industrial Zone lot 221 Lakes road and parts of lot 400 Paterson road Nambeelup (February 2020). (Tabled Paper 3664).

The Minister for Environment representing the Minister for Planning tabled a report on submissions and Hearings of the Peel Region Scheme Amendment No. 044/41 — Nambeelup (North) Industrial Zone lots 89 and 109 Readheads road Nambeelup (February 2020). (Tabled Paper 3665).

The Minister for Environment representing the Minister for Planning tabled maps of the Peel Region Scheme Amendment No. 044/41 — Nambeelup (North) Industrial Zone lots 89 and 109 Readheads road Nambeelup (February 2020). (Tabled Paper 3666).

4. Ministerial Statement — Egg Roundtable

The Minister for Agriculture and Food made a Ministerial Statement with respect to a meeting with egg producers to discuss ongoing challenges facing the industry.

5. Ministerial Statement — Western Australian Ports and Shipping Industry COVID-19 Response

The Minister for Ports made a Ministerial Statement with respect to the strictly applied new protocols regarding precautionary quarantine and health screening at all Western Australian ports in response to COVID-19.

6. Paper

The following Paper was laid on the Table by —

President

Auditor Generals Papers —

Audit Results Report — Annual 2018–19 Financial Audits of Local Government
Entities (Report No. 16) (March 2020) 3660

7. Royalties for Regions

Motion No. 1 having been called, Hon Colin Holt, pursuant to notice, moved —

That this Legislative Council —

- (a) notes that Royalties for Regions has been instrumental for regional development in Western Australia; and
- (b) expresses concern around long-term regional development priorities and the effect this has on regional communities.

Debate ensued.

The Minister for Regional Development moved to amend the motion as follows —

To delete paragraph (b) and insert —

- (b) acknowledges the McGowan Government's ongoing commitment to the program and the benefits to regional communities from their spending priorities.

Amendment — put and negatived.

Debate resumed.

Question — put.

The Council divided.

Ayes (22)

Hon Martin Aldridge
Hon Jacqui Boydell
Hon Robin Chapple
Hon Jim Chown
Hon Tim Clifford
Hon Peter Collier
Hon Colin de Grussa
Hon Diane Evers
Hon Donna Faragher
Hon Nick Goiran
Hon Colin Holt

Hon Rick Mazza
Hon Michael Mischin
Hon Simon O'Brien
Hon Robin Scott
Hon Tjorn Sibma
Hon Charles Smith
Hon Aaron Stonehouse
Hon Dr Steve Thomas
Hon Colin Tincknell
Hon Alison Xamon
Hon Ken Baston (*Teller*)

Noes (13)

Hon Alanna Clohesy
Hon Stephen Dawson
Hon Sue Ellery
Hon Adele Farina
Hon Laurie Graham
Hon Alannah MacTiernan
Hon Kyle McGinn

Hon Martin Pritchard
Hon Samantha Rowe
Hon Matthew Swinbourn
Hon Dr Sally Talbot
Hon Darren West
Hon Pierre Yang (*Teller*)

Motion thus passed.

8. Consideration of Committee Reports

Pursuant to order for the consideration of Committee Reports.

In Committee

(Hon Simon O'Brien in the Chair)

Select Committee into Elder Abuse — Final Report — 'I never thought it would happen to me': When trust is broken

Debate resumed on the motion of Hon Nick Goiran, That the Report be noted.

Pursuant to Temporary Order 4, consideration of the report was postponed.

Standing Committee on Public Administration — Report No. 29 — Consultation with Statutory Office Holders

Debate resumed on the motion of Hon Alison Xamon, That the Report be noted.

Question — put and passed.

Select Committee into Local Government — Interim Report — Inquiry into Local Government

Hon Martin Aldridge moved, That the Report be noted.

Debate ensued.

Question — put and passed.

Standing Committee on Estimates and Financial Operations — Report No. 78 — 2019-20 Budget Cycle – Part 1: Estimates hearings and related matters

The Minister for Environment moved, That the Report be noted.

Debate ensued.

On the motion of Hon Nick Goiran further consideration was postponed to the next sitting.

Joint Standing Committee on the Corruption and Crime Commission — Report 12 — An unreasonable suspicion — Parliamentary Inspector's report

The Minister for Environment moved, That the Report be noted.

On the motion of Hon Nick Goiran further consideration was postponed to the next sitting.

Standing Committee on Uniform Legislation and Statutes Review — Report No. 124 — Inquiry into the Form and Content of the Statute Book

The Parliamentary Secretary to the Minister for Health moved, That the Report be noted.

On the motion of Hon Laurie Graham further consideration was postponed to the next sitting.

Select Committee into Alternate Approaches to Reducing Illicit Drug Use and its Effects on the Community — Final Report — Help, Not Handcuffs: Evidence-Based Approaches to Reducing Harm from Illicit Drug Use

Hon Alison Xamon moved, That the Report be noted.

Debate ensued.

9. Questions Without Notice

Questions without notice were taken.

The Minister for Environment representing the Minister for Housing, by leave, incorporated into *Hansard* information in relation to the suspension of services to Aboriginal communities, in response to a question without notice asked by Hon Peter Collier.

The Parliamentary Secretary to the Minister for Health, by leave, incorporated into *Hansard* further information in relation to assaults against nurses in 2017 and 2019, in response to question without notice 24 asked by Hon Peter Collier.

10. Consideration of Committee Reports

Pursuant to order for the consideration of Committee Reports (*see item 8 above*).

In Committee

(Hon Simon O'Brien in the Chair)

Select Committee into Alternate Approaches to Reducing Illicit Drug Use and its Effects on the Community — Final Report — *Help, Not Handcuffs: Evidence-Based Approaches to Reducing Harm from Illicit Drug Use*

Debate resumed on the motion of Hon Alison Xamon, That the Report be noted.

Interruption pursuant to order.

The Acting President resumed the Chair.

The Chair of Committees reported that the Committee of the Whole House had considered the —

- (1) Select Committee into Elder Abuse — Final Report — *'I never thought it would happen to me': When trust is broken*, made progress, and seeks to sit again.
- (2) Standing Committee on Public Administration — Report 29 — Consultation with Statutory Office Holders and had noted same.
- (3) Select Committee into Local Government — Interim Report — *Inquiry into Local Government* and had noted same.
- (4) Standing Committee on Estimates and Financial Operations — Report 78 — *2019-20 Budget Cycle – Part 1: Estimates hearings and related matters*, made progress, and seeks to sit again.
- (5) Joint Standing Committee on the Corruption and Crime Commission — Report 12 — *An unreasonable suspicion — Parliamentary Inspector's report* and postponed consideration to the next sitting.
- (6) Standing Committee on Uniform Legislation and Statutes Review — Report 124 — *Inquiry into the Form and Content of the Statute Book* and postponed consideration to the next sitting.
- (7) Select Committee into Alternate Approaches to Reducing Illicit Drug Use and its Effects on the Community — Final Report — *Help, Not Handcuffs: Evidence-Based Approaches to Reducing Harm from Illicit Drug Use*, made progress, and seeks to sit again.

Report adopted.

11. Order of Business

Ordered — That Order of the Day No. 1, *Petroleum and Geothermal Energy Resources (Hydraulic Fracturing) Amendment Regulations 2019 — Disallowance*, be taken after Order of the Day No. 18, *Wittenoom Closure Bill 2019*. (Leader of the House).

12. North West Gas Development (Woodside) Agreement Amendment Bill 2019

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

The Acting President left the Chair.

In Committee

(Hon Martin Aldridge in the Chair)

Clause 1.

Debate ensued.

Clause agreed to.

Clause 2.

Debate ensued.

Clause agreed to.

Clauses 3 to 5 agreed to.

Clause 6.

Debate ensued.

Clause agreed to.

Title agreed to.

The President resumed the Chair.

Bill reported without amendment.

Report adopted.

The Minister for Regional Development representing the Minister for State Development, Jobs and Trade 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.

The Council divided.

Ayes (27)

Hon Martin Aldridge
 Hon Ken Baston
 Hon Jacqui Boyde
 Hon Jim Chown
 Hon Peter Collier
 Hon Stephen Dawson
 Hon Colin de Grussa
 Hon Sue Ellery
 Hon Donna Faragher
 Hon Adele Farina
 Hon Nick Goiran
 Hon Laurie Graham
 Hon Colin Holt
 Hon Alannah MacTiernan

Hon Rick Mazza
 Hon Kyle McGinn
 Hon Michael Mischin
 Hon Simon O'Brien
 Hon Martin Pritchard
 Hon Samantha Rowe
 Hon Tjorn Sibma
 Hon Charles Smith
 Hon Aaron Stonehouse
 Hon Dr Sally Talbot
 Hon Dr Steve Thomas
 Hon Colin Tincknell
 Hon Pierre Yang (*Teller*)

Noes (4)

Hon Robin Chapple
 Hon Tim Clifford

Hon Diane Evers
 Hon Alison Xamon (*Teller*)

Question thus passed.

Bill read a third time and passed.

13. Petroleum Products Pricing Amendment Bill 2019

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

Debate ensued.

Point of Order

The Minister for Regional Development raised the following Point of Order —

Madam President, is it acceptable for the Member to refer to our esteemed colleagues in the Assembly in that way?

President's Ruling

The President ruled as follows —

I accept that point of order. If you are going to refer to Members in the other place, you should refer to them in the correct manner.

Debate resumed.

Interruption pursuant to order.

14. Members' Statements

Statements were taken.

15. Adjournment

The Council adjourned at 6.28pm until Thursday, 12 March 2020 at 10.00am.

Members present during the day's proceedings

Attendance: Present all Members.

NIGEL PRATT

Clerk of the Legislative Council

HON KATE DOUST MLC

President of the Legislative Council