



LEGISLATIVE COUNCIL

THURSDAY, 18 APRIL 2024

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. Petition

Hon Sophia Moermond presented an E-petition from 243 petitioners requesting the Legislative Council to support impairment testing by the Western Australian Police Force on people who test positive for THC in a roadside drug test and in possession of a medicinal cannabis script — and for those who pass an impairment test to not be charged with a drug-driving offence. (Tabled Paper 3083).

3. Papers

The following Papers were laid on the Table by —

Leader of the House

Reports —

Report of overseas air travel undertaken by Ministers, Parliamentary Secretaries and Government Officers on official business (for the three months ended 30 September 2023).....3081

Minister for Agriculture and Food

Reports —

Creating a Safer WA for Children and Young People — Progress report on Western Australia's implementation of the Royal Commission into Institutional Responses to Child Sexual Abuse (2022).....3082

4. Select Committee into Child Development Services — Final Report — Child development services in Western Australia: Valuing our children and their needs.

Hon Dr Sally Talbot presented the Final Report of the Select Committee into Child Development Services, *Child development services in Western Australia: Valuing our children and their needs*. (Tabled Paper 3084).

5. Joint Standing Committee on the Commissioner for Children and Young People — Report 8 — Report Review 2023: Examination of selected reports by the Commissioner for Children and Young People

Hon Neil Thomson presented Report 8 of the Joint Standing Committee on the Commissioner for Children and Young People, *Report Review 2023: Examination of selected reports by the Commissioner for Children and Young People*. (Tabled Paper 3085).

6. Joint Standing Committee on Delegated Legislation — Report 5 — Annual Report 2023

Hon Lorna Harper presented Report 5 of the Joint Standing Committee on Delegated Legislation, *Annual Report 2023*. (Tabled Paper 3086).

7. Utilising the State budget to address issues impacting the Western Australia

Non-Government Business No. 1 having been called, Hon Neil Thomson moved, without notice —
This House notes the inability of the Labor Government to overcome the many and significant issues impacting the Western Australian community and calls upon it to use the forthcoming budget to address these issues.

Debate ensued.

Motion lapsed.

8. Support of Western Australian small business

Private Members' Business No. 1 having been called, Hon Ayor Makur Chuot moved, without notice —

That this House recognises the positive impact of small business on the Western Australian economy and the wider community, and the significant supports provided by the State Government for small business.

Debate ensued.

Point of Order

Hon Sandra Carr raised the following Point of Order —
to be taken from the Hansard

Acting President's Ruling

The Acting President ruled as follows —
to be taken from the Hansard

Motion lapsed.

9. Treasurer's Advance Authorisation Bill 2024

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

Debate resumed.

Question — put and passed.

Bill read a second time.

Leave was granted to proceed forthwith to the third reading.

The Minister for Emergency Services representing the Treasurer moved, That the Bill be read a third time.

Question — put and passed.

Bill read a third time and passed.

10. Therapeutic Goods Law Application Bill 2023

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

Debate resumed.

Question — put and passed.

Bill read a second time.
The Acting President left the Chair.

In Committee

(Hon Sandra Carr in the Chair)

Clause 1.

Debate ensued.

Clause agreed to.

Clause 2.

The Leader of the House representing the Minister for Health, moved —

Page 2, lines 8 to 15 — To delete the lines

Debate ensued.

Amendment — put and passed.

Clause 2 as amended agreed to.

Clauses 3 to 11 agreed to.

Clause 12.

Debate ensued.

Leader of the House representing the Minister for Health moved —

Page 9, line 26 — To delete "State." and insert:

State or the Commonwealth.

Debate ensued.

The Deputy Chair of Committees moved the following Committee recommendation —

Page 9, lines 23 and 24 — To delete the lines.

Amendment — put and passed.

Leader of the House representing the Minister for Health, by leave, moved —

Page 9, line 26 — To delete "State." and insert:

State or the Commonwealth.

Debate ensued.

Amendment — put and passed.

Clause 12 as amended agreed to.

Clause 13.

Debate ensued.

Leader of the House representing the Minister for Health moved —

Page 10, line 7 — To delete the line and insert:

published under section 12(2)(a) or (b).

Debate ensued.

Amendment — put and passed.

Clause 13 as amended agreed to.

Clauses 14.

Debate ensued.

Clause agreed to.

Clause 15.

Debate ensued.

Clause agreed to.

Clause 16 to 38 agreed to.

Title agreed to.

The Acting President resumed the Chair.

Bill reported with amendment.

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

11. Road Traffic Legislation Amendment (Infringement Management Reform) Bill 2024

The Deputy President reported the receipt of Message No. 149 from the Legislative Assembly forwarding the Bill for concurrence.

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

The Leader of the House representing the Minister for Road Safety tabled an Explanatory Memorandum relating to the Bill. (Tabled Paper 3087).

Debate stands adjourned.

12. Criminal Code Amendment Bill 2024

The Acting President reported the receipt of Message No. 150 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 3088).

13. Statement by President — 2024-25 Budget Estimates

The President made the following Statement —

To be taken from Hansard.

14. Questions Without Notice

Questions without notice were taken.

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

The Minister for Agriculture and Food representing the Minister for Lands, by leave, incorporated into *Hansard* a response to a question without notice asked by Hon Martin Aldridge.

The Minister for Agriculture and Food representing the Minister for Lands, by leave, incorporated into *Hansard* a response to a question without notice asked by Hon Donna Faragher.

The Leader of the House representing the Minister for Citizenship and Multicultural Interests, by leave, incorporated into *Hansard* a response to a question without notice asked by Hon Tjorn Sibma.

The Minister for Emergency Services representing the Minister for Racing and Gaming, by leave, incorporated into *Hansard* a response to a question without notice asked by Hon Steve Martin.

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 Louise Kingston.

15. School Education Amendment Bill 2023

The following Message from the Legislative Assembly was reported —

Honourable President

Message No. 151

The Legislative Assembly acquaints the Legislative Council that it has agreed to the *School Education Amendment Bill 2023* without amendment.

M. Marshall, MLA

Acting Speaker

Legislative Assembly Chamber

Perth, 18 April 2024

16. Criminal Investigation Amendment (Protection of Law Enforcement Animals) Bill 2023

The President reported the receipt of Message No. 152 from the Legislative Assembly forwarding the Bill for concurrence.

The Minister for Emergency Services representing the Minister for Police moved, That the Bill be read a first time.

Question — put and passed.

Bill read a first time.

The Minister for Emergency Services representing the Minister for Police moved, That the Bill be read a second time.

The Minister for Emergency Services representing the Minister for Police tabled an Explanatory Memorandum relating to the Bill. (Tabled Paper 3089).

Debate stands adjourned.

17. Order of Business

Ordered — That Member's Statement, be taken forthwith. (Leader of the House).

18. Members' Statements

Statements were taken.

19. Adjournment

The Council adjourned at 5.52pm until Tuesday, 7 May 2024 at 1.00pm.

Members present during the day's proceedings

Attendance: Present all Members except Hon Dr Steve Thomas.

SAM HASTINGS

Clerk of the Legislative Council

HON ALANNA CLOHESY MLC

President of the Legislative Council

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