



LEGISLATIVE COUNCIL

TUESDAY, 20 JUNE 2023

2.00pm

1. Meeting of Council

The Council assembled at 2.00pm 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

Local Laws —

Local Government Act 1995 (Shire of Ravensthorpe Meeting Procedures Local Law 2022 G.G. 14/06/2023)2295

Regulations —

Building Services (Registration) Act 2011 (Building Services (Registration) Amendment Regulations 2023 G.G. 16/06/2023)2296

Cremation Act 1929 (Cremation Amendment Regulations 2023 G.G. 16/06/2023)2297

Education Service Providers (Full Fee Overseas Students) Registration Act 1991; School Curriculum and Standards Authority Act 1997; School Education Act 1999; Teacher Registration Act 2012 (Education Regulations Amendment (Fees and Charges) Regulations 2023 G.G. 16/06/2023)2298

First Home Owner Grant Act 2000; Taxation Administration Act 2003 (Finance Regulations Amendment (Interest Rates) Regulations 2023 G.G. 16/06/2023)2299

Reports —

Department of Health — Research Candidates recruited under Part 9E — Medical Research of the Guardianship Administration Act 1990 — Summary Report to Parliament (7 April 2022 to 6 April 2023)2300

Government Employees Superannuation Board — Statement of Corporate Intent (2023-24)2301

Minister for Emergency Services*Regulations —*

Firearms Act 1973; Pawnbrokers and Second-hand Dealers Act 1994; Police Act 1892; Security and Related Activities (Control) Act 1996 (Police Regulations Amendment (Fees and Charges) Regulations 2023 G.G. 16/06/2023)	2302
Public Transport Authority Act 2003 (Public Transport Authority Amendment Regulations 2023 G.G. 16/06/2023)	2303

Minister for Agriculture and Food*Determinations —*

Biosecurity and Agriculture Management Act 2007 (Biosecurity and Agriculture Management Determination under s. 130 - Determined Rates 2023 G.G. 16/06/2023)	2304
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Leases —

CALM Lease No. 3009/100 — Between the Conservation and Land Management Executive Body and Misty Forests Pty Ltd for a kiosk and recreational hire business to be located in Lane Pool Reserve	2305
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Regulations —

Education and Care Services National Law (WA) Act 2012 (Education and Care Services National Amendment Regulations (No. 3) 2023 G.G. 16/06/2023)	2306
Housing Act 1980 (Housing Amendment Regulations 2023 G.G. 16/06/2023)	2307
Planning and Development Act 2005 (Planning and Development (Development Assessment Panels) Amendment Regulations (No. 2) 2023 G.G. 16/06/2023)	2308

Parliamentary Secretary to the Attorney General*Notices —*

Public Trustee Act 1941 (Public Trustee Scale of Fees 2023 G.G. 16/06/2023)	2309
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Regulations —

Criminal Procedure Act 2004; Fines, Penalties and Infringement Notices Enforcement Act 1994 (Justice Regulations Amendment (Major Events) Regulations 2023 G.G. 16/06/2023)	2310
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Parliamentary Secretary to the Minister for Water*Regulations —*

Water Services Act 2012 (Water Services Regulations Amendment (Fees and Charges) Regulations 2023 G.G. 16/06/2023)	2311
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3. School Education Amendment Bill 2023

The Leader of the House representing the Minister for Education: To move on the next day of sitting —

That a Bill for "An Act to amend the *School Education Act 1999*." be introduced and read a first time.

4. Misuse of Drugs Amendment (Legal Regulation of Cannabis for Personal Adult Use) Bill 2023

Hon Dr Brian Walker: To move on the next day of sitting —

That a Bill for “An Act to —

- amend the *Misuse of Drugs Act 1981*;
- make it lawful for an adult to possess small quantities of cannabis for personal use;
- make it lawful for an adult to cultivate not more than 6 cannabis plants for personal use;
- permit a adult lawfully in possession of cannabis to give the cannabis by way of gift to another adult,

and for related purposes.” be introduced and read a first time.

5. Referral to Procedure and Privileges Committee — Hours of Sitting

The Leader of the House: To move on the next day of sitting —

That the Standing Committee on Procedure and Privileges be required to inquire and report into whether the Council should amend its sitting hours to meet and adjourn one hour earlier on each sitting Tuesday.

6. Referral to Procedure and Privileges Committee — Hours of Sitting — Notice of Motion to be made and Order of the Day

The Leader of the House moved, without notice —

That the Notice of Motion I have just given for the referral of a matter to the Procedure and Privileges Committee be made an Order of the Day for the next sitting of the House.

Question — put and passed.

7. Order of Business

Ordered — That Orders of the Day Nos 1, *Shire of Esperance Cat Local Law — Disallowance*, and 2, *Shire of Esperance Dog Local Law — Disallowance*, be taken after Order of the Day No. 7, *Workers Compensation and Injury Management Amendment Bill 2023* (Leader of the House).

8. Estimates of Revenue and Expenditure — Consolidated Account Estimates 2023–2024

The Order of the Day having been read for the adjourned debate on the motion of the Minister for Emergency Services representing the Treasurer as follows —

That pursuant to Standing Order 69(1) the Legislative Council take note of Tabled Paper 2203A-E (2023–2024 Budget Statements), laid upon the Table of the House on 11 May 2023.

Debate resumed.

On the motion of Hon Peter Foster the debate was adjourned to the next sitting.

9. Young Offenders Amendment Bill 2023

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

10. Questions Without Notice

Questions without notice were taken.

The Minister for Innovation and the Digital Economy, by leave, incorporated into *Hansard* a response to a question without notice asked by Hon Tjorn Sibma.

The Minister for Emergency Services representing the Treasurer tabled a response to a question without notice asked by Hon Tjorn Sibma. (Tabled Paper 2312).

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

The Minister for Emergency Services representing the Treasurer, in accordance with Standing Order 108(2), advised that an answer to question on notice 1436 asked by Hon Tjorn Sibma will be provided on 21 June 2023.

The Minister for Emergency Services tabled a response to question on notice 1449 asked by Hon Martin Aldridge. (Tabled Paper 2313).

The Minister for Emergency Services representing the Treasurer tabled a response to question on notice 1391 asked by Hon Nick Goiran. (Tabled Paper 2314).

The Parliamentary Secretary to the Minister for Environment, in accordance with Standing Order 108(2), advised that answers to questions on notice 1454, 1457, 1458, 1463, 1464, 1465 and 1467 asked by Hon Dr Brad Pettitt will be provided on 8 August 2023.

The Parliamentary Secretary to the Minister for Environment tabled a response to question on notice 1456 asked by Hon Dr Brad Pettitt. (Tabled Paper 2315).

The Parliamentary Secretary to the Minister for Environment tabled a response to question on notice 1461 asked by Hon Dr Brad Pettitt. (Tabled Paper 2316).

The Parliamentary Secretary to the Minister for Environment tabled a response to question on notice 1462 asked by Hon Dr Brad Pettitt. (Tabled Paper 2317).

11. Statement by President — Staff Appointments

The President made the following Statement —

Over the past two months, a selection process has been undertaken to fill the vacant positions of Clerk Assistant (House) and Clerk Assistant (Committees) in the Legislative Council. Today I am pleased to announce that Mr Grant Hitchcock has been appointed to the position of Clerk Assistant (House) and Ms Shoshanna McNerney has been appointed to the position of Clerk Assistant (Committees), both effective from 21 June 2023. As Members will be aware, both Mr Hitchcock and Ms McNerney are longstanding employees of the Council and they are currently acting in the Clerk Assistant roles. I congratulate Grant and Shoshanna on their appointments and wish them every success in their new roles.

12. Young Offenders Amendment Bill 2023

Debate resumed on the second reading of this Bill (*see item 9 above*).

Question — put and passed.

Bill read a second time.

The Deputy President left the Chair.

In Committee

(Hon Martin Aldridge in the Chair)

Clause 1.

Debate ensued.

Clause agreed to.

Clauses 2 to 14 agreed to.

Title agreed to.

The President resumed the Chair.
Bill reported without amendment.
Report adopted.

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

The Acting President announced that the 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 and passed.

Bill read a third time and passed.

13. Mining Amendment Bill 2023

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

Hon Dr Brad Pettitt moved, without notice —

That the Order of the Day for the *Mining Amendment Bill 2023* be discharged and the Bill be referred to the Standing Committee on Legislation for consideration and report not later than 21 September 2023.

Debate ensued.

Question — put and negatived.

Debate resumed.

Bill read a second time.

The Acting President left the Chair.

In Committee

(Hon Stephen Pratt in the Chair)

Clause 1.

Debate ensued.

Clause agreed to.

Clauses 2 and 3 agreed to.

Clause 4.

Debate ensued.

Clause agreed to.

Clause 5.

Debate ensued.

Clause agreed to.

Clauses 6 and 7 agreed to.

Clause 8.

Debate ensued.

Clause agreed to.

Clause 9 agreed to.

Title agreed to.

The Acting President resumed the Chair.

Bill reported without amendment.

Report adopted.

The Parliamentary Secretary to the Minister for Mines and Petroleum moved, That the Bill be read a third time.

The Acting 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 and passed.

Bill read a third time and passed.

14. Misuse of Drugs Amendment Bill 2023

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

Debate ensued.

Interruption pursuant to order.

15. Members' Statements

Statements were taken.

16. Collie Coal (Griffin) Agreement Amendment Bill 2023

The following Message from the Legislative Assembly was reported —

Honourable President

Message No. 113

The Legislative Assembly acquaints the Legislative Council that it has agreed to the *Collie Coal (Griffin) Agreement Amendment Bill 2023* without amendment.

Mr D.A.E. Scaife MLA

Acting Speaker

Legislative Assembly Chamber

Perth, 20 June 2023

17. Adjournment

The Council adjourned at 10.03pm until Wednesday, 21 June 2023 at 1.00pm.

Members present during the day's proceedings

Attendance: Present all Members except Hon Donna Faragher, Hon Sophia Moermond and Hon Wilson Tucker.

SAM HASTINGS

Clerk of the Legislative Council

HON ALANNA CLOHESY MLC

President of the Legislative Council