

LEGISLATIVE COUNCIL
THURSDAY, 4 MARCH 2010

11.00am

Prayers

11.00AM - ORDER OF BUSINESS

Petitions

(Hon Matt Benson-Lidholm)
(Hon Adele Farina)
(Hon Nick Goiran)

Statements by Ministers and Parliamentary Secretaries

(Minister for Training and Workforce Development)

Papers for Tabling

(Minister for Environment)
(Hon Adele Farina)

Notice of Questions

Notices of Motions for Disallowance

Notices of Motions to Introduce Bills

Notices of Motions

Motions without Notice

11.00am	Motions on Notice
12.00pm	Consideration of Committee Reports
2.00pm	Orders of the Day
4.00pm	Questions without Notice
4.30pm	Orders of the Day (continued)
5.00pm	House adjourns

MOTIONS

1. **Freedom of Information Process** (*Notice given 18 March 2009*)

Continuation of introductory remarks Hon Ljiljanna Ravlich (Wednesday, 3 March 2010) in moving the following motion -

That this House condemns the Premier for failing to honour his election commitment to review the manner in which Departments are administering the Freedom of Information (FOI) process, to ensure that the Government is accountable and open in accordance with the spirit of the FOI Act and calls on the Premier to explain why he has allowed a culture of arrogance, secrecy and of deliberately keeping information from the public to develop among his Cabinet Ministers when dealing with FOI requests.

2. **Fremantle Port - Lead Export** (*Notice given 18 March 2009*)

Hon Sally Talbot: To move -

- (1) That this House condemns the Minister for Environment and the Minister for Mines for their lack of openness and accountability in relation to their decision to allow lead to be transported through 22 suburbs in the metropolitan area on its way to Fremantle and calls on both Ministers to explain why they have not made all details in relation to lead shipments public.
- (2) That this House also calls on the Minister for Environment to explain why, since environmental approval was given by her for Magellan Metals to transport containerised lead carbonate through suburbs to the Fremantle Port, so little has been revealed to the thousands of families living in and around suburbs along the proposed transport route.

3. **Lobbyists Register** (*Notice given 18 March 2009*)

Hon Ljiljanna Ravlich: To move -

That this House condemns the Premier for breaking a key election commitment on accountability by not introducing legislation to create a public register for lobbyists in his first 100 days of government, and calls on the Premier to explain –

- (a) why he has not met this commitment and when will he introduce legislation to create a public register for lobbyists;
- (b) how the proposed legislation will be applied to different classes of lobbyists, consultants, consultant-lobbyists, in-house corporate consultants and in-house lobbyists employed by organizations;
- (c) what are the registration requirements for lobbyists before being permitted to be on the register -
 - (i) business registration details;
 - (ii) names of owners;
 - (iii) partner and major shareholders; and

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- (iv) names and positions of those employed and the names of their clients;
- (d) what is the set of principles of ethical conduct relating to a lobbyist before being placed on the register;
- (e) what will be the reporting requirements of lobbyists, including but not limited to -
 - (i) what has to be reported;
 - (ii) when it has to be reported;
 - (iii) who will lobbyists be required to report to; and
 - (iv) whether or not any lobbyists will be banned from being placed on the register and who they might be;
- (f) the means by which a lobbyist can be removed from the Register;
- (g) the appeal mechanisms for a lobbyist who is removed from the register; and
- (h) the frequency that the code will be reviewed and who will have the responsibility for such a function.

CONSIDERATION OF COMMITTEE REPORTS

1. [Standing Committee on Estimates and Financial Operations - Report No. 20 - "Royalties for Regions" Policy](#) (Tabled 13 May 2009)

Continuation of remarks Hon Colin Holt (Thursday, 22 October 2009) on the motion of Hon Giz Watson that the report be noted. *See Tabled paper No. 765.*

2. [Joint Standing Committee on Delegated Legislation - Report No. 30 - Annual Report 2008](#) (Tabled 14 May 2009)

Consideration. *See Tabled paper No. 770.*

3. [Joint Standing Committee on Delegated Legislation - Report No. 31 - Issues of Concern Raised by the Committee between 1 May 2007 and 30 April 2009 with respect to Local Laws](#) (Tabled 14 May 2009)

Consideration. *See Tabled paper No. 771.*

4. [Joint Standing Committee on Delegated Legislation - Report No. 32 - Supreme Court \(Fees\) Amendment Regulations \(No. 2\) 2008; Children's Court \(Fees\) Amendment Regulations \(No. 2\) 2008; District Court \(Fees\) Amendment Regulations 2008; Magistrates Court \(Fees\) Amendment Regulations \(No. 2\) 2008; Fines, Penalties and Infringement Notices Enforcement Amendment Regulations \(No. 2\) 2007 and Other Court Fee Instruments](#) (Tabled 14 May 2009)

Consideration. *See Tabled paper No. 772.*

5. [Joint Standing Committee on the Commissioner for Children and Young People - Report No. 1 - Review of the 2007-2008 Annual Report of the Commissioner for Children and Young People](#) (Tabled 14 May 2009)

Consideration. *See Tabled paper No. 774.*

6. [Standing Committee on Public Administration - Report No. 10 - Inquiry into Statutory Office Holders' Grievance Procedures](#) (Tabled 19 May 2009)

Consideration. See Tabled paper No. 777.

7. [Standing Committee on Environment and Public Affairs - Report No. 16 - Municipal Waste Management in Western Australia](#) (Tabled 19 May 2009)

Consideration. See Tabled paper No. 778.

8. [Standing Committee on Estimates and Financial Operations - Report No. 21 - Report on the Inquiry into Public Sector Expenditure](#) (Tabled 19 May 2009)

Consideration. See Tabled paper No. 779.

9. [Standing Committee on Legislation - Report No. 14 - Inquiry into the Jurisdiction and Operation of the State Administrative Tribunal](#) (Tabled 20 May 2009)

Consideration. See Tabled paper No. 791.

10. [Joint Standing Committee on Delegated Legislation - Report No. 33 - State Administrative Tribunal Rules Amendment \(No. 2\) 2008](#) (Tabled 21 May 2009)

Consideration. See Tabled paper No. 805.

ORDERS OF THE DAY

1. **Taxi Amendment Regulations (No. 2) 2009 - Disallowance**

Moved *pro forma* (SO 152(b)) (Tuesday, 2 March 2010) on the motion of Hon Robin Chapple (Days remaining 9 after today)

That the *Taxi Amendment Regulations (No. 2) 2009* published in the *Gazette* on 29 September 2009 and tabled in the Legislative Council on 13 October 2009 under the *Taxi Act 1994*, be and are hereby disallowed. (Tabled paper 1359).

(SO 230A no longer applies).

3. [*Standardisation of Formatting Bill 2009](#) [LC 066-1] *Parliamentary Secretary representing the Attorney General*

Consideration of report (Wednesday, 3 March 2010). [See Standing Committee on Legislation Report No. 15](#) (Tabled 22 October 2009). cf *SNP 66 Issue 1 - 4 November 2009*.

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2. ***Child Exploitation Material and Classification Legislation Amendment Bill 2009** [LC 043-1] *Parliamentary Secretary representing the Attorney General*

Second reading continuation of remarks Hon Nick Goiran - mins 35 (Wednesday, 3 March 2010). [See Standing Committee on Uniform Legislation and Statutes Review Report No. 36](#) (Tabled 21 May 2009) and [Standing Committee on Uniform Legislation and Statutes Review Report No. 41](#) (Tabled 22 October 2009). cf SNP 43 Issue 2 - 3 March 2010.

12. **Equal Opportunity Amendment Bill 2009** [LA 046-1] *Hon Sue Ellery*

Second reading adjourned (Wednesday, 23 September 2009).

5. ***Approvals and Related Reforms (No. 2) (Mining) Bill 2009** [LC 102-1] *Minister for Mines and Petroleum*

Second reading adjourned (Thursday, 19 November 2009). cf SNP 102 Issue 2 - 3 March 2010.

18. **Partial Revocation of State Forest Nos 2, 12, 16, 38, 55 and 57** (*Notice given 11 November 2009*)

Minister for Environment: To move -

That the proposal for the partial revocation of State Forest Nos 2, 12, 16, 38, 55 and 57 laid on the Table of the Legislative Council on Tuesday, 10 November 2009 be carried out, and invite the Legislative Assembly to agree to a similar resolution.

19. **Partial Revocation of State Forest Nos 22, 23 and 25** (*Notice given 11 November 2009*)

Minister for Environment: To move -

That the proposal for the partial revocation of State Forest Nos 22, 23 and 25 laid on the Table of the Legislative Council on Tuesday, 10 November 2009 be carried out, and invite the Legislative Assembly to agree to a similar resolution.

20. **Partial Revocation of State Forest Nos 22 and 38** (*Notice given 11 November 2009*)

Minister for Environment: To move -

That the proposal for the partial revocation of State Forest Nos 22 and 38 laid on the Table of the Legislative Council on Tuesday, 10 November 2009 be carried out, and invite the Legislative Assembly to agree to a similar resolution.

4. ***Professional Standards Amendment Bill 2009** [LA 044-1B] *Parliamentary Secretary representing the Attorney General*

Second reading adjourned (Thursday, 10 September 2009). [See Standing Committee on Uniform Legislation and Statutes Review Report No. 42](#) (Tabled 19 November 2009). (SO 230A no longer applies).

6. **Retail Trading Hours Amendment (Joondalup Special Trading Precinct) Bill 2009** [LA 097-1B] *Parliamentary Secretary representing the Minister for Commerce*

Second reading adjourned (Thursday, 26 November 2009).

17. Joint Standing Committee on Audit (*Notice given 24 September 2009*)

Leader of the House: To move -

- (1) That pursuant to section 43 of the *Auditor General Act 2006* —
 - (a) a Joint Standing Committee on Audit be established, comprised of four members (including the Chairman) of the Legislative Council Standing Committee on Estimates and Financial Operations and four members of the Legislative Assembly Public Accounts Committee, two of whom from each House support the Government;
 - (b) the Chairman of the Standing Committee on Estimates and Financial Operations will be the Chairman of the Joint Standing Committee; and
 - (c) the Standing Orders of the Legislative Council relating to Standing Committees will be followed as far as they can be applied.
- (2) That the Legislative Assembly be invited to pass a similar resolution.

* For amendments see Supplementary Notice Paper and/or Committee Report

MALCOLM PEACOCK

Clerk of the Legislative Council

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