

Minutes of Proceedings

LEGISLATIVE COUNCIL

THURSDAY, 18 AUGUST 2022

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. Ministerial Statement — Halls Creek District High School Attendance

The Minister for Education and Training made a Ministerial Statement with respect to a review conducted by the Ombudsman into the deaths of two Halls Creek High School Students and the subsequent recommendation of the development of attendance plans for Halls Creek students.

The Minister for Education and Training tabled the Department of Education report entitled *Commissioned Inquiry Halls Creek District High School 17 August 2022* (Tabled Paper 1500).

The Minister for Education and Training tabled the Department of Education's actions, findings and recommendations regarding the commissioned inquiry into Halls Creek Attendance Planning. (Tabled Paper 1501).

3. Ministerial Statement — Fuelling a Renewable Hydrogen Fuelled Transport Program

The Minister for Hydrogen Industry made a Ministerial Statement with respect to Woodside's Hydrogen Refueller @H2Perth project as the successful proponent for the Western Australian Government's Hydrogen Fuelled Transport Program.

4. Select Committee into Cannabis and Hemp — Interim Report — Inquiry into Cannabis and Hemp — Extension of Time

Hon Dr Brian Walker presented an Interim Report of the Select Committee into Cannabis and Hemp, *Inquiry into Cannabis and Hemp – Extension of time*. (Tabled Paper 1499).

Hon Dr Brian Walker moved, without notice —

That the reporting date for the Select Committee into Cannabis and Hemp inquiry into Cannabis and Hemp be extended from 12 October 2022 to 31 March 2023.

Hon Dr Brian Walker sought leave to continue his remarks at a later stage of this day's sitting.

Leave granted.

Debates stands adjourned.

5. Information Security Controls

Non-Government Business No. 1 having been called, Hon Wilson Tucker moved, without notice —
That this House —

- (a) expresses its dismay at the apparent disregard for appropriate information security controls, and the irresponsible handling of sensitive data, by State government agencies;
- (b) notes that repeated and consistent breaches of private data by State government agencies is eroding trust in government institutions;
- (c) notes that the *Privacy Act 1988* does not apply to State government agencies;
- (d) notes that Western Australia's privacy legislation is not fit for purpose; and
- (e) calls on the Government to implement State-based privacy legislation with all haste.

Debate ensued.

Point of Order

Hon Nick Goiran raised the following Point of Order —

Deputy President, I draw to your attention Standing Order 59(1), which indicates that a Member must identify whether they are using an uncorrected version of *Hansard*, and the Member has failed to do so.

Acting President's Ruling

The Acting President ruled as follows —

Standing Order 59(1), reads —

A Member must identify any document quoted from by the Member in debate, including an uncorrected version of *Hansard*.

I invite Hon Darren West to simply clarify the document from which he is quoting.

Debate resumed.

Motion lapsed.

6. Sexual Harassment or Assault at Work

Private Members' Business No. 1 having been called, Hon Kate Doust moved, without notice —
That this House —

- (a) notes the findings of the *Enough is Enough Report* into sexual harassment and assault within the Western Australia mining sector;
- (b) notes the *Respect @ Work Report*, including that sexual harassment is widespread across all industries; and
- (c) calls on employers to develop positive workplace cultures based on respect and to take all steps that are reasonably practicable to ensure that workers and particularly women workers do not face sexual harassment or assault at work.

Debate ensued.

The Hon Jackie Jarvis, by leave, tabled a submission prepared by the Rural, Regional and Remote Women's Network Western Australia Inc to the National Enquiry of the Sexual Harassment in the Work Place. (Tabled Paper 1502).

Debate resumed.

Motion lapsed.

7. Bush Fires Amendment Bill 2022

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

The Acting President left the Chair.

In Committee

(Hon Dr Brian Walker in the Chair)

Clause 1.

Debate resumed.

Clause agreed to.

Clauses 2 to 7 agreed to.

Title agreed to.

The Acting President resumed the Chair.

Bill reported without amendment.

Report adopted.

The Minister for Emergency Services 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.

Debate ensued.

Question — put and passed.

Bill read a third time and passed.

8. Family Court Amendment Bill 2022

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

Debate ensued.

Question — put and passed.

Bill read a second time.

Leave was granted to proceed forthwith to the third reading.

The Parliamentary Secretary to the Attorney General moved, That the Bill be read a third time.

Question — put and passed.

Bill read a third time and passed.

9. Conservation and Land Management Amendment Bill 2021

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 Deputy President left the Chair.

In Committee

(Hon Martin Aldridge in the Chair)

Clause 1.

Debate ensued.

Clause agreed to.

Clauses 2 to 4 agreed to.

Clause 5.

Debate ensued.

Clause agreed to.

Clauses 6 and 7 agreed to.

Clause 8.

Debate ensued.

Clause agreed to.

Clause 9.

Debate ensued.

Clause agreed to.

Clauses 10 to 13 agreed to.

Clause 14.

Debate ensued.

Clause agreed to.

Clauses 15 to 19 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 Environment 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 and passed.

Bill read a third time and passed.

10. Questions Without Notice

Questions without notice were taken.

The Leader of the House on behalf of the Minister for Emergency Services representing the Treasurer, by leave, incorporated into *Hansard* information in relation to the 12 Treasurer's Special Purpose Accounts, in response to a question without notice asked by Hon Dr Steve Thomas. The Parliamentary Secretary to the Attorney General tabled a de-identified suppression order report of the Perth Magistrates Court, relating to a particular case in response to a question without notice asked by Hon Nick Goiran. (Tabled Paper 1503).

11. Statement by President — Standing Committee on Estimates and Financial Operations — Consideration of 2021-22 Annual Reports

The President made the following Statement —

I have a brief item of correspondence —

Dear President

The Standing Committee on Estimates and Financial Operations will be considering the 2021-22 annual reports, I ask that you advise the Council of the following arrangements:

- (1) The Committee intends to hold hearings on Wednesday mornings on each sitting week in October and November 2022. Hearings may recommence in 2023
- (2) The Committee will consult with Members on preferred agencies to appear for a hearing. Members are welcome to participate in hearings.
- (3) The Committee does not intend to issue a Procedure Policy or submit questions prior to hearings.
- (4) The Committee will email Members directly the timetable and any other relevant matters

Kind regards

Hon Peter Collier

12. Order of Business

Ordered — That Order of the Day, *Select Committee into Cannabis and Hemp — Interim Report — Extension of Time*, be taken forthwith. (Leader of the House).

13. Select Committee into Cannabis and Hemp — Interim Report — Extension of Time

The Order of the Day having been called for the adjourned debate on the motion of Hon Dr Brian Walker as follows —

That the reporting date for the Select Committee into Cannabis and Hemp inquiry into Cannabis and Hemp be extended from 12 October 2022 to 31 March 2023

Question — put and passed.

14. Bail Amendment Bill 2022

The President reported the receipt of Message No. 73 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 1504).

Debate stands adjourned.

15. Order of Business

Ordered —That Members' Statements be taken forthwith. (Minister for Regional Development).

16. Members' Statements

Statements were taken.

17. Adjournment

Council adjourned at 5.44pm until Tuesday, 30 August 2022 at 2.00pm.

Members present during the day's proceedings

Attendance: Present all Members except Hon Sandra Carr, Hon Ayor Makur Chuot, Hon Steve Martin and Hon Rosetta Sahanna.

SAM HASTINGS

Clerk of the Legislative Council

HON ALANNA CLOHESY MLC

President of the Legislative Council