

## LEGISLATIVE COUNCIL WEDNESDAY, 16 MAY 2012

### 2.00pm

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Prayers

### **2.00PM - ORDER OF BUSINESS**

Condolence Motions

Petitions

(Hon Sue Ellery)

(Hon Sally Talbot)

(Hon Alison Xamon)

Statements by Ministers and Parliamentary Secretaries

Papers for Tabling

(President)

(Minister for Finance)

(Minister for Mental Health)

Notice of Questions

Notices of Motions to Introduce Bills

Notices of Motions for Disallowance

Notices of Motions

Motions without Notice

Motions on Notice

4.30pm Questions without Notice

5.00pm Committee Reports

7.30pm Orders of the Day

9.45pm Members' Statements

10.25pm House adjourns

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## MOTIONS ON NOTICE

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### 1. **Uranium Mining - Environmental Management** (*Notice given 24 February 2011*)

Continuation of introductory remarks Hon Alison Xamon – 35 mins (Wednesday, 2 May 2012) in moving the following motion –

That this House recommend that, should the Government proceed with its intention to licence uranium mining in Western Australia, it adopts the same minimum environmental management regulatory requirements for any future uranium mine in Western Australia as exists under Commonwealth and Northern Territory legislation for the operation of the Ranger uranium mine in the Northern Territory with regard to the disposal of radioactive tailings, including the requirements that -

- (a) the tailings are physically isolated from the environment for at least 10 000 years; and
- (b) any contaminants arising from the tailings do not result in any detrimental environmental impacts for at least 10 000 years.

*Total time remaining on motion – 3hrs 50mins.*

### 2. **Unconventional Gas Exploration and Mining - Moratorium** (*Notice given 15 March 2011, amended 21 September 2011*)

Hon Alison Xamon: To move -

That this House demands that the Government place a moratorium on all unconventional gas exploration and mining in Western Australia until such time as it can be assured that such activities will -

- (1) Have no impact on local land users, including -
  - (a) no reduction of available agricultural land;
  - (b) no reduction in local groundwater levels;
  - (c) no saltwater contamination of groundwater;
  - (d) no chemical contamination of groundwater; and
  - (e) no uncontrolled methane leakage from drilled locations.
- (2) Be governed by Government regulations that ensure that -
  - (a) absolute transparency is provided to the public about which chemicals are used in all unconventional gas drilling and hydraulic fracturing ('fracking') activities;
  - (b) rigorous independent testing is conducted on all chemicals before they are used in unconventional gas exploration, drilling and fracking operations to ensure no adverse impacts on groundwater, human health and the environment; and
  - (c) that any liability for contamination of ground water, land or community assets be borne by the company conducting the operations rather than the State and people of Western Australia.

The business listed for today's sitting and sequence in which it is to be considered may be altered by the House without notice. Members and other persons are advised to check the status of an item in which they have an interest in the course of today's sitting. Electronic version available on the Parliament's Internet site at [www.parliament.wa.gov.au](http://www.parliament.wa.gov.au).

**3. Select Committee into Blind Cords and other Similar Products Installed in Residential Premises - Establishment** (*Notice given 23 March 2011*)

Hon Wendy Duncan: To move -

- (1) That a select committee of three members is appointed.
- (2) The committee is to inquire into and report on —
  - (a) what blind cords and other similar products are currently on sale in Western Australia and whether they are subject to any safety regulations or standards;
  - (b) testing already done (in Australia and world-wide) on the products sold in Western Australia and results of these tests on the safety of these products;
  - (c) instances of deaths to children caused by blinds cords and similar products in Western Australia and world-wide; and
  - (d) instances of deaths to children caused by the faulty workmanship of a tradesperson installing blind cords and other corded window products in Western Australia.
- (3) The committee is to make recommendations to the House, including the following —
  - (a) the best way to affect a ban on corded blinds and other similar products found to be unsafe in tests; and
  - (b) the best way to remove existing corded and unsafe products from residential premises and require appropriate restraining devices to be installed as an interim measure prior to removal.
- (4) The committee is to report to the House no later than 1 November 2011.

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**CONSIDERATION OF COMMITTEE REPORTS**

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1. [Standing Committee on Public Administration – Report No. 14 – Unassisted Failure – Committee Report](#) (*Deemed Tabled 20 January 2012*)

Consideration. *See Tabled paper No. 4159.*

2. [Joint Standing Committee on the Corruption and Crime Commission - Report No. 22 – The Role Played by the Corruption and Crime Commission in Aiding the Security Operation During the 2011 Commonwealth Heads of Government Meeting - Committee Report](#) (*Tabled 6 March 2012*)

Consideration. *See Tabled paper No. 4276*

3. [Joint Standing Committee on the Corruption and Crime Commission - Report No. 23 – The post-CHOGM technological capability of the WA Police - Committee Report](#) (*Tabled 6 March 2012*)

Consideration. *See Tabled paper No. 4277.*

4. [Joint Standing Committee on the Commissioner for Children and Young People – Report No. 8 – Report on the functions of the Commissioner for Children and Young People: Working with children checks – Committee Report](#) (*Tabled 8 March 2012*)

Consideration. *See Tabled paper No. 4300.*

5. [Joint Standing Committee on the Corruption and Crime Commission – Report No. 24 – The intention of the Parliamentary Inspector of the Corruption and Crime Commission to retire](#) – Committee Report (Tabled 21 March 2012)

Consideration. See Tabled paper No. 4340.

6. [Joint Standing Committee on the Corruption and Crime Commission – Report No. 25 – The use of Public Examinations by the Corruption and Crime Commission](#) – Committee Report (Tabled 27 March 2012)

Consideration. See Tabled paper No. 4369.

7. [Joint Standing Committee on the Corruption and Crime Commission – Report No. 26 – Exceptional Powers Revocation](#) – Committee Report (Tabled 29 March 2012)

Consideration. See Tabled paper No. 4382.

8. [Joint Standing Committee on the Commissioner for Children and Young People – Report No. 9 – Amendment of Finding 5 and Finding 6 from Report No. 8](#) – Committee Report (Tabled 29 March 2012)

Consideration. See Tabled paper No. 4383.

9. [Standing Committee on Environment and Public Affairs – Report No. 25 – Overview of Petitions](#) – Committee Report (Tabled 3 May 2012)

Consideration. See Tabled paper No. 4475.

10. [Joint Standing Committee on Delegated Legislation – Report No. 47 – Shire of Kellerberrin Parking and Parking Facilities Local Laws 2011](#) – Committee Report (Tabled 3 May 2012)

Consideration. See Tabled paper No. 4477.

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## ORDERS OF THE DAY

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1. **Town of Kwinana Extractive Industries Local Law 2011 – Disallowance**

Moved *pro forma* (SO 66(3)) 8 March 2012 on the motion of Hon Sally Talbot (Days remaining 6 after today)

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Town of Kwinana Extractive Industries Local Law 2011* published in the *Gazette* on 28 September 2011 and tabled in the Legislative Council on 18 October 2011 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled paper 3948).

2. **Shire of Kellerberrin Parking and Parking Facilities Local Law 2011 – Disallowance**

Moved *pro forma* (SO 66(3)) 8 March 2012 on the motion of Hon Sally Talbot (Days remaining 6 after today)

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Shire of Kellerberrin Parking and Parking Facilities Local Law 2011* published in the *Gazette* on 14 October 2011 and tabled in the Legislative Council on 18 October 2011 under the *Local Government Act 1995*, be and are hereby disallowed. (Tabled paper 3948).

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### 3. **Mining Amendment Regulations (No. 5) 2011 – Disallowance**

Moved *pro forma* (SO 66(3)) 8 March 2012 on the motion of Hon Robin Chapple (Days remaining 6 after today)

That the *Mining Amendment Regulations (No. 5) 2011* published in the *Gazette* on 11 October 2011 and tabled in the Legislative Council on 18 October 2011 under the *Mining Act 1978*, be and are hereby disallowed. (Tabled paper 3939).

### 8. **\*Criminal Organisations Control Bill 2011** [LA 230–2] *Parliamentary Secretary representing the Attorney General*

Committee progress clause 85 (Tuesday, 15 May 2012). *cf* SNP 230 Issue 3 – 1 May 2012.

### 7. **\*Criminal Investigation (Covert Powers) Bill 2011** [LA 210-2] *Minister for Energy representing the Minister for Police*

Second reading adjourned (Tuesday, 1 November 2011). See [Standing Committee on Uniform Legislation and Statutes Review Report No. 69](#) (Tabled 6 March 2012). *cf* SNP 210 Issue 4 – 27 March 2012.

### 9. **Retail Trading Hours Amendment Bill 2012** [LA 263–1] *Minister for Commerce*

Second reading adjourned (Tuesday, 1 May 2012).

### 10. **Teacher Registration Bill 2011** [LA 260–2] *Minister for Energy representing the Minister for Education*

Second reading adjourned (Wednesday, 2 May 2012).

### 11. **Fines, Penalties and Infringement Notices Enforcement Amendment (Taxation) Bill 2012** [LA 265–1] *Parliamentary Secretary representing the Attorney General*

Second reading adjourned (Wednesday, 2 May 2012).

### 12. **Fines, Penalties and Infringement Notices Enforcement Amendment Bill 2012** [LA 266–1] *Parliamentary Secretary representing the Attorney General*

Second reading adjourned (Wednesday, 2 May 2012).

### 6. **\*Evidence and Public Interest Disclosure Legislation Amendment Bill 2011** [LC 232-1B] *Parliamentary Secretary representing the Attorney General*

Committee (Thursday, 10 November 2011). See [Standing Committee on Procedure and Privileges Report No. 23](#) (Tabled 29 November 2011). *cf* SNP 232 Issue 2 - 1 December 2011.

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## BILLS FOR INTRODUCTION

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### 4. **Bank of Western Australia Amendment Bill 2012** (*Notice given 15 May 2012*)

Minister for Finance: To move –

That a Bill for “An Act to amend the *Bank of Western Australia Act 1995* and to make a consequential amendment to the *Freedom of Information Act 1992*.” be introduced and read a first time.

**5. Wills Amendment (International Wills) Bill 2012** (*Notice given 15 May 2012*)

Parliamentary Secretary representing the Attorney General: To move –

That a Bill for “An Act to amend the *Wills Act 1970*.” be introduced and read a first time.

**6. Inheritance (Family and Dependants Provision) Amendment Bill 2012** (*Notice given 15 May 2012*)

Parliamentary Secretary representing the Attorney General: To move –

That a Bill for “An Act to amend the *Inheritance (Family and Dependants Provision) Amendment Act 2011*.” be introduced and read a first time.

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

**MALCOLM PEACOCK**

Clerk of the Legislative Council

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