

WESTERN AUSTRALIA

# LEGISLATIVE COUNCIL

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## MINUTES OF PROCEEDINGS

No. 164

THURSDAY, 11 AUGUST 2011

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### 1. Meeting of Council

The Council assembled at 10.00am pursuant to Temporary Orders.

The President, Hon Barry House, took the Chair and read prayers.

### 2. Petitions

Hon Matt Benson-Lidholm presented a petition from 62 petitioners requesting the Legislative Council to support the *Skilled Local Jobs Bill 2011*. (Tabled paper 3587).

Hon Linda Savage presented a petition from 55 petitioners requesting the Legislative Council recommend to the Attorney General that he urgently act to ensure that courts are able to use appropriate discretion when sentencing people with a significant mental impairment. (Tabled paper 3588).

### 3. Papers

The following Papers were laid on the Table by -

#### Leader of the House

##### *Reports -*

Ministerial Resourcing Report (as at 21/07/2011) (Date received 10/08/2011)..... 3584

#### Parliamentary Secretary representing the Attorney General on behalf of the Parliamentary Secretary representing the Minister for Regional Development

##### *Annual Reports -*

Land Surveyors Licensing Board (2010) (Date received 10/08/2011)..... 3585

##### *Proposals -*

Land Administration Act 1997 - Amendment of Class A Reserve 25501 under Section  
42(4) of the Land Administration Act 1997 to change the purpose of Class A  
Reserve 25501 to Landscape Protection (Date received 10/08/2011)..... 3586

#### **4. Resources Sector - Local Content Reports**

Non-Government Business No. 1 having being called, Hon Jon Ford moved, without notice -

That this House condemns the Government for its complete lack of accountability regarding the issue of Western Australian jobs from Western Australian resources and calls on the Government to show its commitment to local jobs and training by releasing in full, all local content reports held by its agencies.

Hon Jon Ford, by leave, tabled a media release from Unions WA entitled *\$7.4 billion of Gorgon's local content claims misleading* (4 March 2011). (Tabled paper 3589).

Debate ensued.

*Motion lapsed pursuant to Temporary Orders.*

#### **5. Order of Business**

Ordered - That Orders of the Day Nos 1, *Metropolitan Region Scheme Amendment No. 1180/41 - Cockburn Coast District Structure Plan - Disallowance*, 2, *Schedule 1 of the Prohibited Behaviour Orders Regulations 2011 - Disallowance*, and 3, *City of Mandurah Jetties, Waterways and Marina Local Law 2010 - Disallowance*, be taken after Order of the Day No. 13, *Workers' Compensation and Injury Management Amendment Bill 2011*. (Leader of the House).

#### **6. Estimates of Revenue and Expenditure - Consolidated Fund Estimates 2011-2012**

The Order of the Day having been read for the adjourned debate on the motion of the Minister for Finance representing the Treasurer -

That pursuant to Standing Order No. 49(1)(c) the Legislative Council take note of Tabled Paper No. 3310A-F (2011-2012 Budget Statements), laid upon the Table of the House on 19 May 2011.

Debate resumed.

*Want of Quorum*

There not being a quorum present, the Deputy President gave instructions for the ringing of the Bells.

A quorum being formed, the debate continued.

Question - put and passed.

#### **7. Retail Trading Hours Amendment Bill 2011**

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

Debate resumed.

*Want of Quorum*

There not being a quorum present, the Deputy President gave instructions for the ringing of the Bells.

A quorum being formed, the debate continued.

Question - put and passed.

Bill read a second time.

Leave was granted to proceed forthwith to the third reading of the Bill.

The Minister for Commerce moved, That the Bill be now read a third time.

Question - put and passed.

Bill read a third time and passed.

## **8. Fish Resources Management Amendment Bill 2011**

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

The Minister for Fisheries, by leave, made a short statement in relation to a correction by the Minister to his second reading speech as recorded in *Hansard*.

Debate resumed.

### *Want of Quorum*

There not being a quorum present, the Deputy President gave instructions for the ringing of the Bells.

A quorum being formed, the debate continued.

## **9. Questions Without Notice**

Questions without notice were taken.

The Minister for Child Protection representing the Minister for Forestry tabled a table detailing the current base native forest stumpages, in response to a question without notice asked by Hon Giz Watson. (Tabled paper 3590).

The Minister for Mines and Petroleum tabled, and by leave incorporated into Hansard, a document in relation to details of site visits undertaken at the La Mancha Frogs Legs mine site by the Department of Mines and Petroleum for the past 5 years, in response to a question without notice asked by Hon Jon Ford. (Tabled paper 3591).

The Minister for Indigenous Affairs tabled a document in relation to details of gifts received by officers employed in the Department of Indigenous Affairs for the period 1 July 2007 to 10 August 2011, in response to a question without notice asked by Hon Ed Dermer. (Tabled paper 3592).

## **10. Fish Resources Management Amendment Bill 2011**

Debate resumed on the second reading of this Bill (cf item 8 above).

*Interruption pursuant to Temporary Orders.*

## **11. Papers**

The following Papers were laid on the Table by -

The Minister for Indigenous Affairs, in accordance with Standing Order No. 138(d), advised that an answer to question on notice No. 4000 asked by Hon Robin Chapple will be provided on 16 August 2011.

The Minister for Energy representing the Minister for Road Safety tabled documents in relation to road safety projects approved for funding by the Minister on the recommendation of the Road Safety Council for the 2010-2011 and 2011-2012 financial years, in response to question on notice No. 3995 asked by Hon Kate Doust. (Tabled paper 3593).

The Minister for Energy representing the Minister for Police tabled documents detailing agreements between Western Australia Police and organisations in relation to contributions to Western Australia Police for assistance with various specified projects set out in an attachment, in response to question on notice No. 3996 asked by Hon Kate Doust. (Tabled paper 3594).

The Minister for Energy tabled documents in relation to the cost of the average residential electricity bill issued by Synergy and Horizon Power in 21 listed suburbs for 2008, 2009, 2010 and 2011, in response to question on notice No. 4046 asked by Hon Kate Doust. (Tabled paper 3595).

## **12. Members' Statements**

Statements were taken.

**13. Restraining Orders Amendment Bill 2011**

The President reported the receipt of Message No. 195 from the Legislative Assembly forwarding the Bill for concurrence.

The Leader of the House on behalf of the Parliamentary Secretary representing the Attorney General moved, That the Bill be now read a first time.

Question - put and passed.

Bill read a first time.

The Leader of the House on behalf of the Parliamentary Secretary representing the Attorney General moved, That the Bill be now read a second time.

Debate stands adjourned.

**14. Adjournment**

The House adjourned at 5.50pm until Tuesday, 16 August 2011 at 3.00pm.

**Members present during the day's proceedings**

Attendance: Present all Members except Hon Wendy Duncan, Hon Sue Ellery and Hon Col Holt.

**MALCOLM PEACOCK**  
Clerk of the Legislative Council

**HON BARRY HOUSE**  
President of the Legislative Council