

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 91

FIRST SESSION OF THE FORTY-FIRST PARLIAMENT

THURSDAY, 20 OCTOBER 2022

1. Meeting of Assembly

The Assembly met at 9.00 am pursuant to adjournment.

The Speaker took the Chair.

An Acknowledgement of Country and Prayers were read.

2. Speaker's Statement – Assembly Bells

The Speaker advised that a number of members had reported difficulty in hearing the new Assembly didgeridoo “bells” throughout the House. From today this uniquely Australian sound will ring out to call members to the start of the day’s proceedings and the traditional Assembly bells will then be used for the remainder of the day.

3. Papers

The following papers were presented and ordered to lie upon the Table of the House –

By the Clerk –

Financial Management Act 2006 – Further notice given under section 64 of the Act from the Minister for Disability Services; Small Business; Fisheries; Seniors and Ageing advising the House of the late tabling of the 2021–2022 Annual Report for the Disability Services Commission (1589).

Fire and Emergency Services Superannuation Board – Annual Report 2021–2022 (1590).

Parliamentary Commissioner for Administrative Investigations [Ombudsman] – Investigation into family and domestic violence and suicide – Volume 1 (1591).

Parliamentary Commissioner for Administrative Investigations [Ombudsman] – Investigation into family and domestic violence and suicide – Volume 2 (1592).

Parliamentary Commissioner for Administrative Investigations [Ombudsman] – Investigation into family and domestic violence and suicide – Volume 3 (1593).

Parliamentary Commissioner for Administrative Investigations [Ombudsman] – Investigation into family and domestic violence and suicide – Volume 4 (1594).

4. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Minister for Defence Industry on the 2022 LAND FORCES International Land Defence Exposition.

The Minister for Community Services on National Care's Week 2022.

The Minister for Prevention of Family and Domestic Violence on the trial of a Breathing Space program in Port Hedland.

The Minister for Youth on the 2022 Youth Awards, with Zahra Al Hilaly winning the WA Young Person of the Year and Olivia Colja winning the Most Outstanding Youth Worker Award.

The Minister for Lands on the announcement of the preferred proponent for the workers accommodation facility in Exmouth.

5. Grievances

The Acting Speaker called for grievances which were then made.

Paper

The following paper was presented and ordered to lie upon the Table of the House –

By the Minister for Corrective Services –

Corrective Services, Minister for – Subcommittee on Prevention of Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment – Report on Visit to New Zealand (1595).

6. Joint Standing Committee on the Commissioner for Children and Young People

Mrs R.M.J. Clarke, as Chair, presented the following report which was ordered to lie upon the Table of the House –

Commissioner for Children and Young People, Joint Standing Committee on the – Annual Report 2021–2022: Report No. 4 (1596).

7. Public Accounts Committee

Mrs L.M. O'Malley, as Chair, presented the following report which was ordered to lie upon the Table of the House –

Public Accounts Committee – Annual Report 2021–2022: Report No. 7 (1597).

8. Economics and Industry Standing Committee

Mr D.A.E. Scaife, as a member of the committee, presented the following report which was ordered to lie upon the Table of the House –

Economics and Industry Standing Committee – Annual Report 2021–2022: Report No. 4 (1598).

9. Community Development and Justice Standing Committee

Ms L. Mettam, as Chair, presented the following report which was ordered to lie upon the Table of the House –

Community Development and Justice Standing Committee – Annual Report 2021–2022: Report No. 3 (1599).

10. Education and Health Standing Committee

Mr C.J. Tallentire, as Chair, presented the following report which was ordered to lie upon the Table of the House –

Education and Health Standing Committee – Annual Report 2021–2022: Report No. 3 (1600).

Ms L.L. Baker spoke on the report.

11. Emergency Management Amendment (Temporary COVID-19 Provisions) Bill 2022

Message No. 70 dated 19 October 2022 from the Legislative Council was reported agreeing to the bill without amendment.

12. Economics and Industry Standing Committee – Appointment

The Minister for Finance, pursuant to notice, moved,

That the member for North West Central be appointed to the Economics and Industry Standing Committee to fill the vacancy caused by the resignation of the former member for North West Central.

Question put and passed.

13. Fair Trading Amendment Bill 2021

The Order of the Day for the resumption of the debate upon the second reading of the bill was read.

Debate resumed.

Debate interrupted by the Chair (Ms L.L. Baker speaking) and adjourned until a later stage of the sitting.

14. Members' Statements

The Deputy Speaker called for members' statements which were then made.

15. Questions

Questions without Notice were taken.

Questions on Notice Nos 589 to 592 were asked.

Question on Notice No. 556 was answered.

16. Variation to the Order of Business

Ordered, That consideration of Government Business Order of the Day No. 1 be resumed.

17. Fair Trading Amendment Bill 2021

The Order of the Day for the resumption of the debate upon the second reading of the bill was read.

Debate resumed.

Question put and passed.

Bill read a second time.

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

The Parliamentary Secretary to the Minister for Commerce, on behalf of the Minister for Commerce, moved, That the bill be now read a third time.

Debate ensued.

Question put and passed.

Bill read a third time and forwarded to the Legislative Council for concurrence.

18. Health and Disability Services (Complaints) Amendment Bill 2021

Message No. 71 dated 20 October 2022 from the Legislative Council was reported as follows –

The Legislative Council acquaints the Legislative Assembly that it has agreed to the *Health and Disability Services (Complaints) Amendment Bill 2021* subject to the amendments contained in the Schedule annexed; in which amendments the Legislative Council desires the concurrence of the Legislative Assembly.

Schedule indicating the amendments made by the Legislative Council in the Health and Disability Services (Complaints) Amendment Bill 2021

No. 1

Clause 28, page 24, after line 17 — To insert:

52U. Review of the decision to publish public health warning statement

If the Director publishes a public health warning statement setting out the name of a person, the person may apply to the State Administrative Tribunal for a review of the Director's decision to publish the public health warning statement.

No. 2

Clause 30, page 24, line 22 — To delete “52T” and insert:

52U

No. 3

New Clause 42A, page 33, after line 17 — To insert:

42A. Section 79A inserted:

After section 79 insert:

79A. Review of amendments made by *Health and Disability Services (Complaints) Amendment Act 2022*

- (1) The Minister must review the operation and effectiveness of the amendments made to this Act by the *Health and Disability Services (Complaints) Amendment Act 2022*, and prepare a report based on the review, as soon as practicable after the 5th anniversary of the day on which the *Health and Disability Services (Complaints) Amendment Act 2022* section 42A comes into operation.
- (2) The Minister must cause the report to be laid before each House of Parliament as soon as practicable after it is prepared, but not later than 12 months after the 5th anniversary.

Ordered, That consideration in detail of Legislative Council Message No. 71 be made an Order of the Day for the next sitting of the Assembly.

19. Adjournment

The Minister for Finance moved, That the House do now adjourn.

Question put and passed.

The Assembly adjourned accordingly at 3.56 pm until Tuesday, 25 October 2022 at 1.00 pm.

Members present during any part of the day's proceedings – All the members except Ms H.M. Beazley, Mr R.H. Cook, Ms J.L. Hanns, Mr M. Hughes, Mr K.J.J. Michel, Ms R. Saffioti, Ms R.S. Stephens, Mrs J.M.C. Stojkovski, Mr D.A. Templeman and Mr R.R. Whitby.

KIRSTEN M. ROBINSON
Clerk of the Legislative Assembly

HON. MICHELLE H. ROBERTS
Speaker of the Legislative Assembly