

Minutes of Proceedings



LEGISLATIVE COUNCIL

THURSDAY, 16 SEPTEMBER 2021

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. Petition

Hon Jackie Jarvis presented a petition from 891 petitioners requesting the Legislative Council to recommend that the State Government commission an independent review of the Department of Biodiversity, Conservation and Attractions' prescribed burning practices in Western Australia. (Tabled Paper 677).

3. Ministerial Statement — Late Tabling of 2020–21 Annual Reports

The Leader of the House on behalf of the Minister for Mental Health representing the Treasurer made a Ministerial Statement with respect to the late tabling of 2020–21 agency annual reports.

The Leader of the House on behalf of the Minister for Mental Health representing the Treasurer tabled the notifications of the late tabling of the following agencies annual reports, as provided by Ministers —

Building and Construction Industry Training Fund and School Curriculum and Standards Authority — Annual Report (2020–21).....	655
Bunbury Water; Forest Products Commission — Annual Report (2020–21).....	656
Combat Sports Commission — Annual Report (2020–21)	657
Department of Communities — Annual Report (2020–21)	658
Department of Health, Child and Adolescent Health Services, South Metropolitan Health Service, East Metropolitan Health Service, WA Country Health Service PathWest Laboratory Medicine WA, Animal Resources Authority and Department of Jobs, Tourism, Science and Innovation — Annual Report (2020–21)	659
Department of Local Government; Sport and Cultural Industries; Tourism; Art Gallery of Western Australia; State Library; Western Australian Museum; Swan Bells Foundation — Annual Reports (2020–21)	660
Department of Mines; Industry Regulation and Safety; Gold Corporation; Energy Policy WA; Western Power; Horizon Power; Synergy; Coal Miners Welfare Board — Annual Reports (2020–21)	661

Department of Primary Industries and Regional Development — Annual Report (2020–21).....	662
Department of Transport; Department of Planning Lands and Heritage; Public Transport Authority — Annual Reports (2020–21).....	663
Department of Treasury — Annual Report (2020–21).....	664
Department of Water and Environmental Regulation, Keep Australia Beautiful Council, Zoological Parks Authority — Annual Reports (2020–21)	665
Fire and Emergency Services Superannuation Board — Annual Report (2020–21).....	666
Gaming and Wagering Commission of WA; Racing Penalties Appeals Tribunal — Annual Reports (2020–21)	667
Governor's Establishment — Annual Report (2020–21).....	668
Greyhound Racing Association — Annual Report (2020–21)	669
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Landgate — Annual Report (2020–21)	671
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North Metropolitan Health Service — Annual Report (2020–21)	673
Professional Standards Council — Annual Report (2020–21).....	674
Rottne Island Authority — Annual Report (2020–21).....	675
Venueswest — Annual Report (2020–21)	676

4. Papers

The following Papers were laid on the Table by —

President

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Leader of the House on behalf of the Minister for Mental Health

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Economic Regulation Authority (2020–21) (Date received 15/09/2021).....	624
Government Employees Superannuation Board (2020–21) (Date received 15/09/2021).....	625

Health and Disability Services Complaints Office (2020–21) (Date received 15/09/2021).....	626
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Healthway (2020–21) (Date received 15/09/2021).....	628
Infrastructure Western Australia (2020–21) (Date received 15/09/2021).....	629
Insurance Commission of Western Australia (2020–21) (Date received 15/09/2021).....	630
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Police Force Western Australia (2020–21) (Date received 15/09/2021)	633
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Rural Business Development Commission (2020–21) (Date received 15/09/2021)	644

Parliamentary Secretary to the Attorney General

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Law Reform Commission (2020–21) (Date received 15/09/2021).....	650
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Parliamentary Secretary to the Minister for Disability Services

Annual Reports —

Disability Services Commission (2020–21) (Date received 15/09/2021).....	654
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5. Joint Standing Committee on the Commissioner for Children and Young People — Report 1 — Annual Report 2020–21

Hon Neil Thomson presented Report 1 of the Joint Standing Committee on the Commissioner for Children and Young People, *Annual Report 2020–21*. (Tabled Paper 678).

6. Regional Representation in the Legislative Council

Non-Government Business No. 1 having been called, Hon Martin Aldridge moved, without notice —

That this House condemn the Labor Government whom before the election claimed to defend ‘enhanced regional representation’ and just months following the election will seek to abolish regional representation in the Legislative Council.

Debate ensued.

Motion lapsed.

7. Order of Business

Ordered — That Order of the Day No. 1, *Weapons Amendment Regulations 2021 — Disallowance*, be taken after Order of the Day No. 5, *Transfer of Land Amendment Bill 2021*. (Minister for Regional Development).

8. Estimates of Revenue and Expenditure — Consolidated Account Estimates 2021–2022

The Order of the Day having been read for the adjourned debate on the motion of the Minister for Mental Health representing the Treasurer as follows —

That pursuant to Standing Order 69(1) the Legislative Council take note of Tabled Paper 534A-D (2021–2022 Budget Statements), laid upon the Table of the House on 9 September 2021.

Debate resumed.

On the motion of Hon Pierre Yang the debate was adjourned to the next sitting.

9. Children and Community Services Amendment Bill 2021

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 Peter Foster in the Chair)

Clause 8.

Debate resumed.

Clause agreed to.

Clause 9.

Debate ensued.

Clause agreed to.

Clause 10 agreed to.

Clause 11.

Debate ensued.

Clause agreed to.

Clause 12.

Debate ensued.

Clause agreed to.

Clause 13 agreed to.

Clause 14.

Debate ensued.

Clause agreed to.

Clause 15.

Debate ensued.

Clause agreed to.

Clause 16 agreed to.

Clause 17.

Debate ensued.

Clause agreed to.

Clauses 18 to 20 agreed to.

Clause 21.

Debate ensued.

Clause agreed to.

Clauses 22 to 24 agreed to.

Clause 25.

Debate ensued.

Clause agreed to.

Clause 26.

Debate ensued.

Clause agreed to.

Clause 27.

Debate ensued.

10. Questions Without Notice

Questions without notice were taken.

The Minister for Regional Development, by leave, incorporated into *Hansard* a table of 2021 election commitments funded from Royalties to Regions, in response to a question without notice asked by Hon Dr Steve Thomas.

The Minister for Mental Health representing the Minister for Aboriginal Affairs tabled Woodside consent forms made under the *Aboriginal Heritage Act* for activities on the Burrup Peninsula, in response to a question without notice asked by Hon Dr Brad Pettitt. (Tabled Paper 691).

The Minister for Mental Health representing the Minister for Environment tabled a survey summary report, dated August 2021, by the Western Australia Biodiversity Science Institute, in response to a question without notice asked by Hon James Hayward. (Tabled Paper 692).

The Parliamentary Secretary to the Minister for Community Services, by leave, incorporated into *Hansard* a table of organisations transitioning to the Empowering Communities program, in response to a question without notice asked by Hon Donna Faragher.

The Minister for Mental Health representing the Minister for Health, by leave, incorporated into *Hansard* information in relation to voluntary assisted dying in Western Australia, in response to a question without notice asked by Hon Martin Aldridge.

The Minister for Mental Health representing the Minister for Health, by leave, incorporated into *Hansard* information in relation to school health nurses employed by the Department of Health, in response to a question without notice asked by Hon Donna Faragher.

The Minister for Mental Health representing the Minister for Health tabled documents in relation to the availability of beds at all public hospitals including public hospitals with private owners, in response to question on notice 155 asked by Hon Martin Aldridge. (Tabled Paper 693).

The Minister for Mental Health representing the Minister for Health, in accordance with Standing Order 108(2), advised that answers to questions on notice 160 and 231 asked by Hon Martin Aldridge will be provided on 12 October 2021.

11. Papers

The following Papers were laid on the Table by —

President

Annual Reports —

Information Commissioner, Office of the (2020-21) (Date received 16/09/2021).....	690
Legislative Assembly, Department of (2020-21) (Date received 16/09/2021).....	686
Legislative Council, Department of (2020-21) (Date received 16/09/2021).....	687
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Chief Psychiatrist (2020-21) (Date received 16/09/2021).....	679
Coastal Shipping Commission (2020-21) (Date received 16/09/2021).....	680
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Fremantle Ports (2020-21) (Date received 16/09/2021)	684
Kimberley Ports Authority (2020-21) (Date received 16/09/2021)	685
Southern Ports Authority (2020-21) (Date received 16/09/2021).....	689

12. Statement by President — Legislative Assembly Estimates Hearings

The President made the following Statement —

Members, when the House rises this evening I ask that you take a moment to clear your desks of personal and work material prior to leaving Parliament as this Chamber will be occupied by the Legislative Assembly next week for their Budget Estimates hearings.

Any items remaining on desks tonight will be cleared by Council staff and retained until the next sitting week.

13. Children and Community Services Amendment Bill 2021

Resumption of consideration of this Bill in Committee of the Whole House (*see item 9 above*).

The President left the Chair.

In Committee

(Hon Martin Aldridge in the Chair)

Clause 27.

Debate resumed.

The Parliamentary Secretary to the Minister for Community Services tabled a document in relation to a request from Corrective Services regarding child visits. (Tabled Paper 694).

Debate resumed.

Interruption pursuant to order.

The President resumed the Chair.

The Chair of Committees reported that the Committee of the Whole House had considered the Bill, made progress, and seeks to sit again.

Ordered — That the Committee of the Whole House sit again.

14. Members' Statements

Statements were taken.

15. Adjournment

The Council adjourned at 6.00pm until Tuesday, 12 October 2021 at 2.00pm.

Members present during the day's proceedings

Attendance: Present all Members except Hon Colin de Grussa.

PAUL GRANT

Deputy Clerk of the Legislative Council

HON ALANNA CLOHESY MLC

President of the Legislative Council