

Minutes of Proceedings



LEGISLATIVE COUNCIL

WEDNESDAY, 16 JUNE 2021

1.00pm

1. Meeting of Council

The Council assembled at 1.00pm pursuant to order.

The President, Hon Alanna Clohesy, took the Chair.

Prayers and an Acknowledgement of Country were read.

2. Petitions

Hon Martin Pritchard presented a petition from 56 petitioners requesting the Legislative Council to recommend sound mitigation measures be installed on the western side of the Mitchel Freeway between Hepburn Avenue and Warwick Road. (Tabled Paper 280).

Hon Kyle McGinn on behalf of Hon Samantha Rowe presented a petition from 2 petitioners requesting the Legislative Council to mandate that all neuroendocrine tumour referrals go to Fiona Stanley Hospital as a State-recognised centre of excellence for neuroendocrine tumours. (Tabled Paper 281).

3. Ministerial Statement — Earmarking and Branding in Western Australia

The Minister for Agriculture and Food made a Ministerial Statement with respect to changes to the practices of earmarking sheep and earmarking or branding of cattle in Western Australia.

4. Papers

The following Papers were laid on the Table by —

President

Auditor General's Papers —

Information Systems Audit Report 2021 — State Government Entities
(Report 29) (2020-21) 278

Audit Results Report — Annual 2019-20 Financial Audits of Local Government
Entities (Report 30) (2020-21) 279

5. Road Traffic (Towing of Vehicles) Regulations 2020 — Disallowance

Hon Lorna Harper: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Road Traffic (Towing of Vehicles) Regulations 2020* published in the *Gazette* on 4 December 2020 and tabled in the Legislative Council on 4 May 2021 under the *Road Traffic Act 1974*, be and are hereby disallowed. (Tabled Paper 67).

6. City of Greater Geraldton Public Places and Local Government Property Local Law 2020 — Disallowance

Hon Lorna Harper: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *City of Greater Geraldton Public Places and Local Government Property Local Law 2020* published in the *Gazette* on 5 January 2021 and tabled in the Legislative Council on 4 May 2021 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled Paper 53).

7. Shire of Coolgardie Waste Local Law 2020 — Disallowance

Hon Lorna Harper: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Shire of Coolgardie Waste Local Law 2020* published in the *Gazette* on 5 January 2021 and tabled in the Legislative Council on 4 May 2021 under the *Waste Avoidance and Resource Recovery Act 2007*, be and is hereby disallowed. (Tabled Paper 76).

8. Town of Port Hedland Waste Local Law 2020 — Disallowance

Hon Lorna Harper: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Town of Port Hedland Waste Local Law 2020* published in the *Gazette* on 11 January 2021 and tabled in the Legislative Council on 4 May 2021 under the *Waste Avoidance and Resource Recovery Act 2007*, be and is hereby disallowed. (Tabled Paper 76).

9. City of Belmont Consolidated Local Law 2020 — Disallowance

Hon Lorna Harper: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *City of Belmont Consolidated Local Law 2020* published in the *Gazette* on 14 January 2021 and tabled in the Legislative Council on 4 May 2021 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled Paper 53).

10. Consumer Goods (Products Containing Button/Coin Batteries) Safety Standard 2020 — Disallowance

Hon Lorna Harper: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Consumer Goods (Products Containing Button/Coin Batteries) Safety Standard 2020* published in the *Gazette* on 15 January 2021 and tabled in the Legislative Council on 4 May 2021 under the *Fair Trading Act 2010*, be and is hereby disallowed. (Tabled Paper 98).

11. Consumer Goods (Button/Coin Batteries) Information Standard 2020 — Disallowance

Hon Lorna Harper: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Consumer Goods (Button/Coin Batteries) Information Standard 2020* published in the *Gazette* on 15 January 2021 and tabled in the Legislative Council on 4 May 2021 under the *Fair Trading Act 2010*, be and is hereby disallowed. (Tabled Paper 122).

12. Consumer Goods (Button/Coin Batteries) Safety Standard 2020 — Disallowance

Hon Lorna Harper: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Consumer Goods (Button/Coin Batteries) Safety Standard 2020* published in the *Gazette* on 15 January 2021 and tabled in the Legislative Council on 4 May 2021 under the *Fair Trading Act 2010*, be and is hereby disallowed. (Tabled Paper 98).

13. Consumer Goods (Products Containing Button/Coin Batteries) Information Standard 2020 — Disallowance

Hon Lorna Harper: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Consumer Goods (Products Containing Button/Coin Batteries) Information Standard 2020* published in the *Gazette* on 15 January 2021 and tabled in the Legislative Council on 4 May 2021 under the *Fair Trading Act 2010*, be and is hereby disallowed. (Tabled Paper 122).

14. City of Bayswater Waste Local Law 2020 — Disallowance

Hon Lorna Harper: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *City of Bayswater Waste Local Law 2020* published in the *Gazette* on 19 January 2021 and tabled in the Legislative Council on 4 May 2021 under the *Waste Avoidance and Resource Recovery Act 2007*, be and is hereby disallowed. (Tabled Paper 76).

15. Bush Fires Amendment Regulations 2021 — Disallowance

Hon Lorna Harper: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Bush Fires Amendment Regulations 2021* published in the *Gazette* on 29 January 2021 and tabled in the Legislative Council on 4 May 2021 under the *Bush Fires Act 1954*, be and are hereby disallowed.

16. National Disability Insurance Scheme (Worker Screening) Regulations 2021 — Disallowance

Hon Lorna Harper: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *National Disability Insurance Scheme (Worker Screening) Regulations 2021* published in the *Gazette* on 29 January 2021 and tabled in the Legislative Council on 4 May 2021 under the *National Disability Insurance Scheme (Worker Screening) Act 2020*, be and are hereby disallowed. (Tabled Paper 131).

17. Curtin University Statute No. 5 — Election of Council Members — Disallowance

Hon Lorna Harper: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Curtin University Statute No. 5 — Election of Council Members* published in the *Gazette* on 4 February 2021 and tabled in the Legislative Council on 4 May 2021 under the *Curtin University Act 1966*, be and is hereby disallowed. (Tabled Paper 69).

18. Mindarie Regional Council Waste Facility Site Amendment Local Law 2020 — Disallowance

Hon Lorna Harper: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Mindarie Regional Council Waste Facility Site Amendment Local Law 2020* published in the *Gazette* on 12 February 2021 and tabled in the Legislative Council on 4 May 2021 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled Paper 54).

19. City of Cockburn Parking and Parking Facilities Amendment No. 1 Local Law 2021 — Disallowance

Hon Lorna Harper: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *City of Cockburn Parking and Parking Facilities Amendment No. 1 Local Law 2021* published in the *Gazette* on 19 February 2021 and tabled in the Legislative Council on 4 May 2021 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled Paper 54).

20. Shire of Broomehill-Tambellup Activities in Thoroughfares and Public Places and Trading Local Law 2020 — Disallowance

Hon Lorna Harper: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Shire of Broomehill-Tambellup Activities in Thoroughfares and Public Places and Trading Local Law 2020* published in the *Gazette* on 5 March 2021 and tabled in the Legislative Council on 4 May 2021 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled Paper 56).

21. Shire of Broomehill-Tambellup Cemeteries Local Law 2020 — Disallowance

Hon Lorna Harper: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Shire of Broomehill-Tambellup Cemeteries Local Law 2020* published in the *Gazette* on 5 March 2021 and tabled in the Legislative Council on 4 May 2021 under the *Cemeteries Act 1986*, be and is hereby disallowed. (Tabled Paper 46).

22. Shire of Broomehill-Tambellup Fencing Local Law 2020 — Disallowance

Hon Lorna Harper: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Shire of Broomehill-Tambellup Fencing Local Law 2020* published in the *Gazette* on 5 March 2021 and tabled in the Legislative Council on 4 May 2021 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled Paper 56).

23. Shire of Broomehill-Tambellup Health Local Law 2020 — Disallowance

Hon Lorna Harper: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Shire of Broomehill-Tambellup Health Local Law 2020* published in the *Gazette* on 5 March 2021 and tabled in the Legislative Council on 4 May 2021 under the *Health (Miscellaneous Provisions) Act 1911*, be and is hereby disallowed. (Tabled Paper 74).

24. Shire of Broomehill-Tambellup Waste Local Law 2020 — Disallowance

Hon Lorna Harper: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Shire of Broomehill-Tambellup Waste Local Law 2020* published in the *Gazette* on 5 March 2021 and tabled in the Legislative Council on 4 May 2021 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled Paper 56).

25. City of Gosnells Standing Orders Amendment Local Law (Number 2) 2020 — Disallowance

Hon Lorna Harper: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *City of Gosnells Standing Orders Amendment Local Law (Number 2) 2020* published in the *Gazette* on 9 March 2021 and tabled in the Legislative Council on 4 May 2021 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled Paper 56).

26. Town of Cottesloe Local Government (Meetings Procedure) Local Law 2021 — Disallowance

Hon Lorna Harper: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Town of Cottesloe Local Government (Meetings Procedure) Local Law 2021* published in the *Gazette* on 9 March 2021 and tabled in the Legislative Council on 4 May 2021 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled Paper 56).

27. City of Rockingham Fencing Local Law 2020 — Disallowance

Hon Lorna Harper: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *City of Rockingham Fencing Local Law 2020* published in the *Gazette* on 26 March 2021 and tabled in the Legislative Council on 4 May 2021 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled Paper 56).

28. City of Canning Dog Local Law 2021 — Disallowance

Hon Lorna Harper: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *City of Canning Dog Local Law 2021* published in the *Gazette* on 26 March 2021 and tabled in the Legislative Council on 4 May 2021 under the *Dog Act 1976*, be and is hereby disallowed. (Tabled Paper 49).

29. Shire of Broome Waste Local Law 2021 — Disallowance

Hon Lorna Harper: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Shire of Broome Waste Local Law 2021* published in the *Gazette* on 30 March 2021 and tabled in the Legislative Council on 4 May 2021 under the *Waste Avoidance and Resource Recovery Act 2007*, be and is hereby disallowed. (Tabled Paper 75).

30. Town of Victoria Park Fencing Local Law 2021 — Disallowance

Hon Lorna Harper: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Town of Victoria Park Fencing Local Law 2021* published in the *Gazette* on 30 March 2021 and tabled in the Legislative Council on 4 May 2021 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled Paper 56).

31. Shire of Gingin — Meeting Procedures Amendment Local Law 2021 — Disallowance

Hon Lorna Harper: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Shire of Gingin — Meeting Procedures Amendment Local Law 2021* published in the *Gazette* on 1 April 2021 and tabled in the Legislative Council on 4 May 2021 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled Paper 57).

32. Racing Bets Levy Amendment Regulations 2021 — Disallowance

Hon Lorna Harper: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Racing Bets Levy Amendment Regulations 2021* published in the *Gazette* on 9 April 2021 and tabled in the Legislative Council on 4 May 2021 under the *Racing Bets Levy Act 2009*, be and are hereby disallowed. (Tabled Paper 140).

33. City of Bayswater Activities in Thoroughfares and Public Places and Trading Local Law 2020 — Disallowance

Hon Lorna Harper: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *City of Bayswater Activities in Thoroughfares and Public Places and Trading Local Law 2020* published in the *Gazette* on 9 April 2021 and tabled in the Legislative Council on 4 May 2021 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled Paper 57).

34. City of Kalamunda Dogs Local Law 2021 — Disallowance

Hon Lorna Harper: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *City of Kalamunda Dogs Local Law 2021* published in the *Gazette* on 16 April 2021 and tabled in the Legislative Council on 4 May 2021 under the *Dog Act 1976*, be and is hereby disallowed. (Tabled Paper 51).

35. City of Kalamunda Extractive Industries Local Law 2021 — Disallowance

Hon Lorna Harper: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *City of Kalamunda Extractive Industries Local Law 2021* published in the *Gazette* on 16 April 2021 and tabled in the Legislative Council on 4 May 2021 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled Paper 57).

36. Shire of Peppermint Grove Activities in Thoroughfares and Public Places and Trading Local Law 2021 — Disallowance

Hon Lorna Harper: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Shire of Peppermint Grove Activities in Thoroughfares and Public Places and Trading Local Law 2021* published in the *Gazette* on 22 April 2021 and tabled in the Legislative Council on 4 May 2021 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled Paper 57).

37. Shire of Peppermint Grove Fencing Local Law 2021 — Disallowance

Hon Lorna Harper: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Shire of Peppermint Grove Fencing Local Law 2021* published in the *Gazette* on 22 April 2021 and tabled in the Legislative Council on 4 May 2021 under the *Local Government Act 1995*, be and is hereby disallowed. (Tabled Paper 57).

38. Shire of Peppermint Grove Waste Local Law 2021 — Disallowance

Hon Lorna Harper: To move on the next day of sitting —

That, pursuant to recommendation of the Joint Standing Committee on Delegated Legislation, the *Shire of Peppermint Grove Waste Local Law 2021* published in the *Gazette* on 22 April 2021 and tabled in the Legislative Council on 4 May 2021 under the *Waste Avoidance and Resource Recovery Act 2007*, be and is hereby disallowed. (Tabled Paper 77).

39. Improved Seniors' Safety and Security Rebate

Hon Martin Pritchard: To move on the next day of sitting —

That the Legislative Council notes the McGowan Government's reinstatement of the improved seniors' Safety and Security Rebate and the impact that this \$16 million election commitment will have in ensuring that our seniors are protected and secure in their homes.

40. Investment in Early Years

Hon Donna Faragher: To move on the next day of sitting —

That this House —

- (a) recognises that the early years are identified as a critical period in a child's life marked by rapid and significant changes in their physical, cognitive, social and emotional development; and
- (b) calls on the McGowan Government to significantly increase its investment in this critical area.

41. Joint Standing Committee on the Corruption and Crime Commission in this 41st Parliament

Motion No. 1 having been called, Hon Nick Goiran, pursuant to notice, moved —

That this House —

- (1) Acknowledges the ongoing important role undertaken by the Joint Standing Committee on the Corruption and Crime Commission in this 41st Parliament.
- (2) Notes that the Standing Orders of the Legislative Assembly apply, as far as they are able, to the work of the Committee and that —
 - (a) pursuant to Standing Order 270 committee deliberations will be conducted in closed session; and

- (b) pursuant to Standing Order 271(2) no member of the Committee nor any other person may publish or disclose evidence not taken in public including documentary evidence received by the Committee unless that evidence has been reported to the Assembly or that disclosure has been authorised, on motion, by the Committee.
 - (3) Notes the comments of Mr Matthew Hughes MLA on 13 May 2020.
 - (4) Notes the content of Legislative Assembly Message No. 9 received on 26 May 2021.
 - (5) Emphasises its expectation that all members serving on any parliamentary committee in this 41st Parliament will respect and adhere to the Standing Orders under which their committee is operating under; and
- acquaints the Legislative Assembly accordingly.

Debate ensued.

Interruption pursuant to order.

42. President's Ruling — Standing Committee on Procedure and Privileges — Sixty-First Report — Standing Orders

The President ruled as follows —

Yesterday, the Leader of the House requested a ruling regarding the appropriateness of a Committee Report being listed on the Notice Paper as both an order of the day relating to a corollary motion arising from a Committee Report and as an order of the day for consideration of the report in Committee of the Whole. A corollary motion is one that emanates from some part of a report.

The sixty-first report of the Standing Committee on Procedure and Privileges was presented on 20 May 2021. Three corollary motions were moved at the same time under Standing Order 190 that each of the recommendations contained in the report to re-refer partly undertaken privileges inquiries to the Committee be agreed to. These three motions were listed on the Notice Paper as orders of the day on the following day and they remain undebated. The sixty-first report itself, which contained a significant amount of material unrelated to the three recommendations such as an update report to the Legislative Council on legal proceedings involving the Council and regarding the ongoing interactions between the Committee and the CCC, was made an order of the day under Standing Order 188 to be noted under "Consideration of Committee Reports".

Consideration takes place under Standing Order 110 for a maximum of one hour. Standing Order 110(1) states —

Consideration of Committee reports presented under Standing Order 188 (except reports pertaining to Bills) shall be listed for noting in Committee of the Whole House as orders of the day on the Notice Paper.

As a result of the presentation of the sixty-first report, that report is now listed as four separate orders of the day, and each order has its own distinct question for the Council to debate. I observe that there is potentially no limit to the number of orders of the day that a single report may generate due to corollary motions. Nevertheless, an identified fault with the Standing Orders is the potential for larger information reports and reports in the nature of discussion papers to slip through effectively undebated by the Council due to corollary motion debates on extension of time requests or on specific recommendations being treated as effectively covering the field of a report. I note that prior to 2012, Standing Order 336 simply provided —

Consideration in a Committee of the Whole of a tabled report and the next stage of a Bill so reported is an order of the day for a future sitting.

In 2011, the Standing Committee on Procedure and Privileges noted in its *Review of the Standing Orders* that slow progress was being made in the consideration of committee reports and there was —

... consistent critique of the process for considering Committee reports, and specifically the substantial delay between tabling a report and the subsequent consideration of that report by the House.

The resulting Standing Order 188 therefore clearly stated that all committee reports, except those pertaining to Bills, are listed for consideration during the time assigned for consideration of committee reports on Wednesday afternoons. In August 2013, the Standing Committee on Procedure and Privileges further reviewed the Standing Orders and in its twenty-fourth report considered additional reform of Standing Orders 188 and 190. As a result of the 2013 amendments to the Standing Orders, procedural motions, such as to extend time for reporting, were to be incorporated within substantive committee reports. Consequently, there was an increased likelihood that a corollary motion relating to the extension of time recommendation would be listed as an order of the day whilst a substantive remainder of the report would continue to be listed separately on the Notice Paper for consideration in committee of the whole. This is not a duplication of debate nor a breach of the Standing Order against anticipation of debate. This is because orders of the day are put to a vote and either adopted and agreed to or negatived. By comparison, a report debated under consideration of committee reports is simply noted by the Committee of the Whole.

The last time that a Standing Committee on Procedure and Privileges report was listed as both an order of the day and under “Consideration of Committee Reports” was in 2018 when the fifty-first report, a discussion paper on an inquiry into motions on notice, was listed both as an order of the day in relation to a corollary motion to agree to recommendations to extend both reporting and submission deadlines for an inquiry and also under “Consideration of Committee Reports” in relation to the substantive discussion paper content of that report. As this was the first time that the issue had arisen under the new Standing Orders regime, although the report was presented on 18 September 2018 it was not identified by staff as requiring listing in the “Consideration of Committee Reports” section of the notice paper until the next day and was not added to the notice paper until 20 September 2018. Meanwhile, the corollary extension of time motion had been listed as an order of the day on the notice paper on 19 September 2018 and was considered by the Council on that day.

I am of the view that an interpretation of the Standing Orders that facilitates the debate of committee reports in their entirety is preferred.

I rule that there is no point of order.

I also note that the Standing Committee on Procedure and Privileges is reviewing the Standing Orders and this issue is one of the many matters under review.

43. Consideration of Committee Reports

Pursuant to order for the consideration of Committee Reports.

In Committee

(Hon Martin Aldridge in the Chair)

Standing Committee on Procedure and Privileges — Report 61 — Progress Report: Supreme Court proceedings and matters of privilege raised in the 40th Parliament

The Leader of the House continued her introductory remarks in moving, That the Report be noted. Debate ensued.

44. Questions Without Notice

Questions without notice were taken.

The Minister for Mental Health representing the Minister for Health tabled correspondence from the Deputy Premier to the Federal Minister for Health in relation to issues accessing cannabidiol (CBD) and other cannabis-based products, in response to a question without notice asked by Hon Sophia Moermond. (Tabled Paper 282).

The Minister for Mental Health representing the Minister for Environment, by leave, incorporated into *Hansard* information in relation to independent monitoring of the petroglyphs on the Burrup Peninsula, in response to a question without notice asked by Hon Dr Brad Pettitt.

45. Statement by President — The Queen's Birthday 2021 Honours List

The President made the following Statement —

I rise to inform the House of two former Members of the Legislative Council that were recognised in the 2021 Queen's Birthday Honours List.

The Honourable Cheryl Davenport was recognised as a Member of the Order of Australia for significant service to the Parliament of Western Australia, and to the community.

Ms Davenport was a Member for South Metropolitan Region from 1989-2001, and was the Labor Shadow Minister for Seniors from 1997-2001, and Shadow Minister for Women's Interests in 1997.

During her time in Parliament was a member of various Standing Committees including, as they were know then, the Standing Committee on Legislation, Standing Orders Committee and Standing Committee on Public Administration, and was Deputy Chair of Committees for three years ending in 1996.

She has chaired a number of Western Australian Government committees, and has also chaired or been involved in many other committees, everything from Deputy Chair, Motor Vehicle Repair Industry Review, to Chair, Western Australia Network of Alcohol and other Drug Agencies.

Ms Davenport was also Chief of Staff of the Norfolk Island Government from 2011-13, advising on legislative and governance matters.

Her community involvement is extensive as is her involvement in the Australian Labor Party which she is a life member of.

When inducted into the Western Australian Women's Hall of Fame in 2016, her citation noted:

The Hon. Cheryl Davenport was the driving force to ensure women and their medical practitioners in Western Australia were free of fear and prosecution if they chose to terminate their pregnancy. While in Opposition, Cheryl introduced a Private Members Bill in the Western Australian Parliament negotiating with sensitivity and respect to deliver the women of Western Australia safe and healthy reproductive choice.

In 2021, she was Awarded Honorary Doctor of Letters by Curtin University for services to Women's Health, Equity and Social Justice.

We congratulate her on this most deserved recognition of service.

The second award recipient is the Honourable Murray Montgomery (who) was recognised as a Member of the Order of Australia for significant service to the Parliament of Western Australia, and to the community.

Mr Montgomery was a Member for the South West Region from 1989-2001. During his time in Parliament, he was National Party Shadow Minister for Sport and Recreation, Youth and South West from March 1989 to November 1992, and then Coalition Shadow Minister for Sport and Recreation from November 1992 to February 1993.

He was also a member of various select and standing committees including the Chair of the Estimates and Finance Operations Committee and Deputy Chairman of Committees from June 1993 to May 2001.

He has had extensive involvement and various positions with the WA Farmers, Meat Council, Western Australian Farmers' Federation and Denmark Agricultural College Campus of the Western Australian College of Agriculture, taking a keen interest in Agriculture education.

His community involvement in the Great Southern is extensive, he is a patron of, or a member of, many organisations as well as being heavily involved in his local church, St John's Parish, Albany.

We congratulate him on his deserved recognition of service.

46. Consideration of Committee Reports

Pursuant to order for the consideration of Committee Reports (*see item 43 above*).

In Committee

(Hon Martin Aldridge in the Chair)

Standing Committee on Procedure and Privileges — Report 61 — Progress Report: Supreme Court proceedings and matters of privilege raised in the 40th Parliament

Debate resumed on the motion of Leader of the House, That the Report be noted.

Question — put and passed.

The President resumed the Chair.

The Chair of Committees reported that the Committee of the Whole House had considered the —
 Standing Committee on Procedure and Privileges — Report 61 — *Progress Report: Supreme Court proceedings and matters of privilege raised in the 40th Parliament* and had noted same.

Report adopted.

47. Order of Business

Ordered — That Orders of the Day Nos 1, *City of Bunbury Public Places and Local Government Property Local Law 2020 — Disallowance*, 2, *Boxing Contest Rules 2020 — Disallowance*, 3, *Kickboxing Contest Rules 2020 — Disallowance*, 4, *MMA Contest Rules 2019 — Disallowance*, and 5, *Muay Thai Contest Rules 2020 — Disallowance*, be taken after Order of the Day No. 10, *Sunday Entertainments Repeal Bill 2021*. (Minister for Mental Health).

48. Building and Construction Industry (Security of Payment) 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 Steve Martin in the Chair)

Clause 74.

Debate resumed.

The Minister for Regional Development representing the Minister for Commerce tabled statistics regarding building and construction adjudications in New South Wales, Queensland, Victoria and Western Australia. (Tabled Paper 283).

Debate resumed.

Clause agreed to.

Clauses 75 to 77 agreed to.

Clause 78.

Debate ensued.

Clause agreed to.

Clauses 79 to 87 agreed to.

Clause 88.

Debate ensued.

Clause agreed to.

Clause 89.

Debate ensued.

Clause agreed to.

Clauses 90 to 96 agreed to.

Clause 97.

Debate ensued.

Clause agreed to.

Clause 98.

Debate ensued.

Clause agreed to.

Clauses 99 to 119 agreed to.

Clause 120.

Debate ensued.

Clause agreed to.

Clauses 121 to 132 agreed to.

Clause 133.

Debate ensued.

Clause agreed to.

Interruption pursuant to order.

The President resumed the Chair.

The Deputy 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.

49. Members' Statements

Statements were taken.

Hon Neil Thomson, by leave, tabled letters from the Kimberley Land Council to the Premier and Ministers of the State Government relating to the Fitzroy River Water Extraction Allocation Plan and Aboriginal cultural heritage laws. (Tabled Paper 284).

50. Adjournment

The Council adjourned at 6.38pm until Thursday, 17 June 2021 at 10.00am.

Members present during the day's proceedings

Attendance: Present all Members.

PAUL GRANT

Deputy Clerk of the Legislative Council

HON ALANNA CLOHESY MLC

President of the Legislative Council