

WESTERN AUSTRALIA

LEGISLATIVE COUNCIL

MINUTES OF PROCEEDINGS

No. 179

WEDNESDAY, 19 FEBRUARY 2020

1. Meeting of Council

The Council assembled at 1.00pm pursuant to order.

The President, Hon Kate Doust, took the Chair.

Prayers and an Acknowledgement of Country were read.

2. Paper

The following Paper was laid on the Table by —

Leader of the House

Reports —

Commissioner for Children and Young People — Speaking Out Survey 2019 —

The Views of WA Children and Young People on their Wellbeing

(a summary report) (February 2020) 3620

3. Reduction in TAFE Student Fees

Motion No. 1 having been called, Hon Pierre Yang on behalf of Hon Samantha Rowe, pursuant to notice, moved —

That this House notes the reduction in TAFE student fees for high priority courses supports access to affordable training in targeted areas of projected jobs growth and responds to emerging skills needs.

Debate ensued.

Hon Colin de Grussa moved to amend the motion as follows —

To insert after “emerging skills needs” —

and directs the Minister for Education and Training to table by 12 March 2020 enrolment figures for all courses at each individual TAFE campus for the years 2016, 2017, 2018, 2019 and 2020 to date and include which courses have been added or removed at each campus.

Debate ensued.

Hon Peter Collier moved to amend the motion as follows —

To delete “12 March 2020” and insert —

2 April 2020

Debate ensued.

Amendment to the amendment — put.
The Council divided.

Ayes (19)

Hon Robin Chapple
Hon Jim Chown
Hon Tim Clifford
Hon Peter Collier
Hon Colin de Grussa
Hon Diane Evers
Hon Donna Faragher
Hon Nick Goiran
Hon Colin Holt
Hon Rick Mazza

Hon Michael Mischin
Hon Robin Scott
Hon Tjorn Sibma
Hon Charles Smith
Hon Aaron Stonehouse
Hon Dr Steve Thomas
Hon Colin Tincknell
Hon Alison Xamon
Hon Ken Baston (*Teller*)

Noes (10)

Hon Alanna Clohesy
Hon Stephen Dawson
Hon Sue Ellery
Hon Adele Farina
Hon Kyle McGinn

Hon Martin Pritchard
Hon Matthew Swinbourn
Hon Dr Sally Talbot
Hon Darren West
Hon Pierre Yang (*Teller*)

Amendment thus passed.

Debate resumed on the amendment, as amended.

The Minister for Environment moved to amend the amendment as follows —

To insert after “each campus” —

and calls on the Leader of the Opposition Liza Harvey to release the Cabinet documents related to the decision by the Barnett Government to increase TAFE fees in 2013

Debate ensued.

The Acting President left the Chair at 2.53pm
The Acting President resumed the Chair at 3.00pm

Debate resumed.

Amendment to the amendment, as amended — put.

The Council divided.

Ayes (14)

Hon Robin Chapple
Hon Tim Clifford
Hon Alanna Clohesy
Hon Stephen Dawson
Hon Sue Ellery
Hon Diane Evers
Hon Adele Farina

Hon Kyle McGinn
Hon Martin Pritchard
Hon Matthew Swinbourn
Hon Dr Sally Talbot
Hon Darren West
Hon Alison Xamon
Hon Pierre Yang (*Teller*)

Noes (15)

Hon Jim Chown
 Hon Peter Collier
 Hon Colin de Grussa
 Hon Donna Faragher
 Hon Nick Goiran
 Hon Colin Holt
 Hon Rick Mazza
 Hon Michael Mischin

Hon Robin Scott
 Hon Tjorn Sibma
 Hon Charles Smith
 Hon Aaron Stonehouse
 Hon Dr Steve Thomas
 Hon Colin Tincknell
 Hon Ken Baston (*Teller*)

Amendment thus negatived.

Debate resumed on the amendment, as amended.

Amendment, as amended — put.

The Council divided.

Ayes (18)

Hon Robin Chapple
 Hon Jim Chown
 Hon Tim Clifford
 Hon Peter Collier
 Hon Colin de Grussa
 Hon Diane Evers
 Hon Donna Faragher
 Hon Nick Goiran
 Hon Colin Holt

Hon Rick Mazza
 Hon Michael Mischin
 Hon Robin Scott
 Hon Tjorn Sibma
 Hon Charles Smith
 Hon Dr Steve Thomas
 Hon Colin Tincknell
 Hon Alison Xamon
 Hon Ken Baston (*Teller*)

Noes (11)

Hon Alanna Clohesy
 Hon Stephen Dawson
 Hon Sue Ellery
 Hon Adele Farina
 Hon Kyle McGinn
 Hon Martin Pritchard

Hon Aaron Stonehouse
 Hon Matthew Swinbourn
 Hon Dr Sally Talbot
 Hon Darren West
 Hon Pierre Yang (*Teller*)

Amendment, as amended thus passed.

Motion, as amended, agreed to.

4. Consideration of Committee Reports

Pursuant to order for the consideration of Committee Reports.

In Committee

(Hon Matthew Swinbourn in the Chair)

Joint Standing Committee on Audit — Report 1 — Second review of the Financial Management Act 2006

Debate resumed on the motion of Hon Diane Evers, That the Report be noted.

Want of Quorum

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

A quorum being formed, the debate continued.

Pursuant to Temporary Order 4, consideration of the report was postponed.

Select Committee into Elder Abuse — Final Report — ‘I never thought it would happen to me’: When trust is broken

Debate resumed on the motion of Hon Nick Goiran, That the Report be noted.

Interruption pursuant to order.

The Acting President resumed the Chair.

The Deputy Chair of Committees reported that the Committee of the Whole House had considered the —

- (1) Joint Standing Committee on Audit — Report 1 — *Second review of the Financial Management Act 2006*, made progress, and seeks to sit again.
- (2) Select Committee into Elder Abuse — Final Report — *‘I never thought it would happen to me’: When trust is broken*, made progress, and seeks to sit again.

Report adopted.

5. Questions Without Notice

Questions without notice were taken.

The Parliamentary Secretary to the Minister for Health, by leave, incorporated into *Hansard* information in relation to the current median wait times for children in the primary years of schooling to access speech pathology, occupational therapy and physiotherapy in various health regions (October-December 2019), in response to a question without notice asked by Hon Donna Faragher.

The Parliamentary Secretary to the Minister for Regional Development; Agriculture and Food; Ports; Minister Assisting the Minister for State Development, Jobs and Trade, by leave, incorporated into *Hansard* information in relation to Collie Industry Attraction and Development Fund, in response to a question without notice asked by Hon Dr Steve Thomas.

The Parliamentary Secretary to the Minister for Regional Development on behalf of the Minister for Regional Development representing the Minister for Water tabled documents in relation to the Minister’s staff meeting dates and communications with the former Chairman of the Water Corporation Board, in response to a question without notice asked by Hon Tjorn Sibma. (Tabled Paper 3621).

The Parliamentary Secretary to the Minister for Regional Development on behalf of the Minister for Regional Development representing the Minister for Water tabled documents in relation to Lefroy Brook licence applications 2016-2019, in response to a question without notice asked by Hon Diane Evers. (Tabled Paper 3622).

The Minister for Environment representing the Minister for Transport, in accordance with Standing Order 108(2), advised that an answer to question on notice 2726 asked by Hon Colin Holt will be provided on 20 February 2020.

6. Order of Business

Ordered — That Order of the Day No. 1, *Petroleum and Geothermal Energy Resources (Hydraulic Fracturing) Amendment Regulations 2019 — Disallowance*, be taken after Order of the Day No. 26, *North West Gas Development (Woodside) Agreement Amendment Bill 2019*. (Leader of the House).

7. High Risk Offenders Bill 2019

The Order of the Day for the further consideration of this Bill, in Committee of the Whole House, having been read.

The President left the Chair.

In Committee

(Hon Dr Steve Thomas in the Chair)

Clause 15.

Debate resumed.

The Leader of the House representing the Attorney General moved to postpone clause 15 until after clause 123.

Debate ensued.

The Leader of the House representing the Attorney General, by leave, withdrew her motion.

Debate resumed.

Clause agreed to.

Clause 16 agreed to.

Clause 17.

Debate ensued.

Clause agreed to.

Clause 18.

Debate ensued.

The Leader of the House representing the Attorney General moved, That the Deputy Chair report progress and seek to sit again.

Question — put and passed.

The Acting 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.

8. Order of Business

Ordered — That Order of the Day No. 27, *Western Australian Future Fund Amendment (Future Health Research and Innovation Fund) Bill 2019*, be taken forthwith. (Minister for Environment).

9. Western Australian Future Fund Amendment (Future Health Research and Innovation Fund) Bill 2019

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

Debate ensued.

Interruption pursuant to order.

10. Members' Statements

Statements were taken.

11. Pay-roll Tax Assessment Amendment (Thresholds) Bill 2019

The President reported the receipt of Message No. 156 from the Legislative Assembly forwarding the Bill for concurrence.

The Minister for Environment representing the Minister for Finance moved, That the Bill be read a first time.

Question — put and passed.

Bill read a first time.

The Minister for Environment representing the Minister for Finance moved, That the Bill be read a second time.

The Minister for Environment representing the Minister for Finance tabled an Explanatory Memorandum relating to the Bill. (Tabled Paper 3623).

Debate stands adjourned.

12. Adjournment

The Council adjourned at 6.47pm until Thursday, 20 February 2020 at 10.00am.

Members present during the day's proceedings

Attendance: Present all Members except Hon Martin Aldridge, Hon Jacqui Boyde, Hon Alannah MacTiernan and Hon Samantha Rowe.

NIGEL PRATT
Clerk of the Legislative Council

HON KATE DOUST MLC
President of the Legislative Council