

# LEGISLATIVE COUNCIL

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## MINUTES OF PROCEEDINGS

No. 180

THURSDAY, 20 FEBRUARY 2020

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### 1. Meeting of Council

The Council assembled at 10.00am pursuant to order.

The President, Hon Kate Doust, took the Chair.

Prayers and an Acknowledgement of Country were read.

### 2. Petition

Hon Nick Goiran presented a petition from 15 petitioners requesting the Legislative Council to support a request that Government provide more funding and support for people suffering from myalgic encephalomyelitis, chronic fatigue syndrome and fibromyalgia. (Tabled Paper 3626).

### 3. Ministerial Statement — ACROD Parking

The Minister for Disability Services made a Ministerial Statement with respect to a review of the eligibility for an ACROD parking permit in Western Australia.

### 4. Papers

The following Papers were laid on the Table by —

#### President

##### *Reports —*

Corruption and Crime Commission — A review of recommendations made following unauthorised release of confidential information from the Public Transport Authority (February 2020) ..... 3624

#### Minister for Environment

##### *Documents —*

Voluntary Assisted Dying Bill 2019 — Explanatory Material (February 2020) ..... 3625

### 5. Standing Committee on Public Administration — Report 30 — Inquiry into Private Property Rights — Extension of Time

Hon Darren West presented Report 30 of the Standing Committee on Public Administration, *Inquiry into Private Property Rights*. (Tabled Paper 3627).

Hon Darren West moved, without notice —

That the reporting date for the Standing Committee on Public Administration *Inquiry into Private Property Rights* be extended from 12 March 2020 to 24 September 2020.

Hon Darren West sought leave to continue his remarks at a later stage of this day's sitting.

Leave granted.

Debate stands adjourned to a later stage of this day's sitting.

## **6. Transport and Other Infrastructure Projects**

Non-Government Business No. 1 having been called, Hon Dr Steve Thomas moved, without notice —  
That this House acknowledges concerns about the McGowan Government's ability to deliver transport and other infrastructure projects on time, on budget, and properly assessed to meet the standard required by the community of Western Australia.

Debate ensued.

*Motion lapsed.*

## **7. Delivering Plans for the Regions**

Private Members' Business No. 1 having been called, Hon Dr Sally Talbot moved, without notice —  
That this House notes the government is delivering its plans for the regions as promised at the 2017 State Election.

Debate ensued.

*Motion lapsed.*

## **8. 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).

## **9. Criminal Code Amendment (Child Marriage) Bill 2018**

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

Debate ensued.

Question — put and passed.

Bill read a second time.

Leave was granted to proceed forthwith to the third reading.

The Leader of the House representing the Attorney General moved, That the Bill be read a third time.

Question — put and passed.

Bill read a third time and passed.

## **10. 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 Acting President left the Chair.

### **In Committee**

(Hon Robin Chapple in the Chair)

Clause 18.

Debate resumed.

Clause agreed to.

Clauses 19 and 20 agreed to.

Clause 21.

Debate ensued.

Clause agreed to.

Clause 22 agreed to.

Clause 23.

Debate ensued.

Clause agreed to.

Clause 24 agreed to.

Clause 25.

Debate ensued.

Clause agreed to.

Clauses 26 to 28 agreed to.

Clause 29.

Debate ensued.

Hon Michael Mischin moved —

Page 20, line 28 — To delete “substantially”.

Debate ensued.

Amendment — put.

The Committee divided.

#### Ayes (15)

Hon Martin Aldridge  
Hon Jacqui Boydell  
Hon Jim Chown  
Hon Peter Collier  
Hon Colin de Grussa  
Hon Donna Faragher  
Hon Nick Goiran  
Hon Colin Holt

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

#### Noes (16)

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

Amendment thus negatived.

Debate resumed.

Hon Michael Mischin moved —

Page 21, line 1 — To delete “standard”.

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.

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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.

### 11. Questions Without Notice

Questions without notice were taken.

The Minister for Environment tabled documents in relation to Frontiers in Marine Science research, Emigration and survival of Indo-Pacific Bottlenose Dolphins in coastal estuarine waters, in response to question on notice 3628 asked by Hon Diane Evers. (Tabled Paper 3628).

The Parliamentary Secretary to the Minister for Health, by leave, incorporated into *Hansard* information in relation to the WA Country Health Service, Capital Funding Allocation by Site, in response to a question without notice asked by Hon Martin Aldridge.

The Parliamentary Secretary to the Minister for Health, by leave, incorporated into *Hansard* information in relation to the WA Country Health Service, Recurrent Funding Allocation by Site, in response to a question without notice asked by Hon Martin Aldridge.

The Parliamentary Secretary to the Minister for Health, by leave, incorporated into *Hansard* information in relation to the WA Country Health Service, Capital allocations including CCTV elements, in response to a question without notice asked by Hon Martin Aldridge.

The Parliamentary Secretary to the Minister for Health, by leave, incorporated into *Hansard* information in relation to the WA Country Health Service, Recurrent allocations including CCTV elements, in response to a question without notice asked by Hon Martin Aldridge.

The Minister for Environment tabled minutes of Environmental Protection Authority meeting No. 1123 (21 February 2019), in response to a question without notice asked by Hon Peter Collier. (Tabled Paper 3629).

## **12. Order of Business**

Ordered — That Order of the Day, *Standing Committee on Public Administration — Report 30 — Inquiry into Private Property Rights — Extension of Time*, be taken forthwith. (Leader of the House).

## **13. Standing Committee on Public Administration — Report 30 — Inquiry into Private Property Rights — Extension of Time**

The Order of the Day having been read for the adjourned debate on the motion of Hon Darren West, as follows —

That the reporting date for the Standing Committee on Public Administration *Inquiry into Private Property Rights* be extended from 12 March 2020 to 24 September 2020.

Question — put and passed.

## **14. Royalties for Regions**

Hon Colin Holt, by leave, gave a late notice of motion pursuant to Standing Order 64.

Hon Colin Holt: To move on the next day of sitting —

That this Legislative Council —

- (a) notes that Royalties for Regions has been instrumental for regional development in Western Australia; and
- (b) expresses concern around long-term regional development priorities and the effect this has on regional communities.

## **15. Work Health and Safety Bill 2019**

The President reported the receipt of Message No. 157 from the Legislative Assembly forwarding the Bill for concurrence.

The Leader of the House on behalf of the Minister for Regional Development representing the Minister for Industrial Relations moved, That the Bill be read a first time.

Question — put and passed.

Bill read a first time.

The Leader of the House on behalf of the Minister for Regional Development representing the Minister for Industrial Relations moved, That the Bill be read a second time.

The Leader of the House on behalf of the Minister for Regional Development representing the Minister for Industrial Relations tabled an Explanatory Memorandum relating to the Bill. (Tabled Paper 3630).

Debate stands adjourned and Bill referred to the Standing Committee on Uniform Legislation and Statutes Review [SO 126].

**16. Safety Levies Amendment Bill 2019**

The President reported the receipt of Message No. 158 from the Legislative Assembly forwarding the Bill for concurrence.

The Leader of the House on behalf of the Minister for Regional Development representing the Minister for Industrial Relations moved, That the Bill be read a first time.

Question — put and passed.

Bill read a first time.

The Leader of the House on behalf of the Minister for Regional Development representing the Minister for Industrial Relations moved, That the Bill be read a second time.

The Leader of the House on behalf of the Minister for Regional Development representing the Minister for Industrial Relations tabled an Explanatory Memorandum relating to the Bill. (Tabled Paper 3631).

Debate stands adjourned and Bill referred to the Standing Committee on Uniform Legislation and Statutes Review [SO 126].

**17. Order of Business**

Ordered — That Members' Statements, be taken forthwith. (Leader of the House).

**18. Members' Statements**

Statements were taken.

**19. Adjournment**

The Council adjourned at 5.49pm until Tuesday, 10 March 2020 at 2.00pm.

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

Attendance: Present all Members except Hon Alannah MacTiernan and Hon Simon O'Brien.

**NIGEL PRATT**

Clerk of the Legislative Council

**HON KATE DOUST MLC**

President of the Legislative Council