

WESTERN AUSTRALIA
LEGISLATIVE ASSEMBLY

NOTICES AND ORDERS OF THE DAY

No. 191

TUESDAY, 12 MAY 2020, 2.00 PM

Acknowledgement of Country

Prayers *

Petitions

Papers

Giving Notices of Motion

Brief Ministerial Statements *

Questions Without Notice *

Matter of Public Interest

Private Members' Business

Grievances

Private Members' Statements

—	approximately 2.00 pm each day
—	one per week on any day
—	4.00 pm to 7.00 pm Wednesdays
—	approximately 9.00 am Thursdays
—	12.50 pm Thursdays

** Note: On days when the Assembly meets at 2.00 p.m. Brief Ministerial Statements and Questions Without Notice will follow immediately after Prayers.*

Memorandum: *An electronic version of the Assembly's Questions on Notice booklet is available on the Parliament's Internet site at www.parliament.wa.gov.au.*

GOVERNMENT BUSINESS – ORDERS OF THE DAY

- 1. Building and Construction Industry Training Fund and Levy Collection Amendment Bill 2020** (Minister for Tourism) (No. 167, 2r. – 11/3/20)

Second reading. Adjourned debate (Mr A. Krsticevic).

- 2. *Children and Community Services Amendment Bill 2019**
(Minister for Child Protection) (No. 157, 2r. – 28/11/19)

Second reading. Adjourned debate (Mrs A.K. Hayden).

- 3. Corruption, Crime and Misconduct Amendment Bill 2020** (Attorney General)
(No. 189, 2r. – 16/4/20)

Second reading. Adjourned debate (Mr A. Krsticevic).

- 4. Environmental Protection Amendment Bill 2020** (Parliamentary Secretary to the Minister for Environment) (No. 181, 2r. – 16/4/20)

Second reading. Adjourned debate (Mr A. Krsticevic).

- 5. *Environmental Protection Amendment Bill (No.2) 2020** (Parliamentary Secretary to the Minister for Environment) (No. 182, 2r. – 16/04/20)

Second reading. Adjourned debate (Mr A. Krsticevic).

- 6. Criminal Law (Unlawful Consorting) Bill 2020** (Attorney General)
(No. 161, 2r. – 20/2/20)

Second reading. Adjourned debate (Mr Z.R.F. Kirkup).

- 7. Transport Legislation Amendment (Identity Matching Services) Bill 2020**
(Minister for Transport) (No. 169, 2r. – 19/3/20)

Second reading. Adjourned debate (Mr A. Krsticevic).

8. Health Services Amendment Bill 2019 (Minister for Health) (No. 150, 2r. – 30/10/19)

Second reading. Adjourned debate (Leader of the House).

9. Aquatic Resources Management Amendment Bill 2020 (Minister for Fisheries)
(No. 174, 2r. – 16/4/20)

Second reading. Adjourned debate (Mr A. Krsticevic).

10. *Dog Amendment (Stop Puppy Farming) Bill 2020 (Minister for Local Government)
(No. 162, 2r. – 19/2/20)

Second reading. Adjourned debate (Mr Z.R.F. Kirkup).

11. Legal Profession Uniform Law Application Bill 2020 (Attorney General)
(No. 170, 2r. – 18/3/20)

Second reading. Adjourned debate (Mr A. Krsticevic).

12. Legal Profession Uniform Law Application (Levy) Bill 2020 (Attorney General)
(No. 171, 2r. – 18/3/20)

Second reading. Adjourned debate (Mr A. Krsticevic).

13. Arts and Culture Trust Bill 2020 (Minister for Culture and the Arts)
(No. 168, 2r. – 11/3/20)

Second reading. Adjourned debate (Mr A. Krsticevic).

14. Sunday Entertainments Repeal Bill 2019 (Minister for Commerce)
(No. 143, 2r. – 26/9/19)

Second reading. Adjourned debate (Dr D.J. Honey).

15. Appropriation (Recurrent 2017-18) Supplementary Bill 2018 (Treasurer)
(No. 104, 2r. – 31/10/18) (last debated – 24/10/19)

‡**Appropriation (Capital 2017-18) Supplementary Bill 2018** (Treasurer)
(No. 105, 2r. – 31/10/18)

Second reading. Adjourned debate (Mr D.R. Michael).

16. Appropriation (Recurrent 2018-19) Supplementary Bill 2020 (Treasurer)
(No. 165, 2r. – 11/3/20)

Second reading. Adjourned debate (Mr A. Krsticevic).

17. Appropriation (Capital 2018-19) Supplementary Bill 2020 (Treasurer)
(No. 164, 2r. – 11/3/20)

Second reading. Adjourned debate (Mr A. Krsticevic).

18. Premier's Statement

Adjourned debate (Leader of the House) on the question, That the Premier's Statement be noted.

19. Commercial Tenancies (COVID-19 Response (Early Termination)) Bill 2020
(Minister for Commerce) (No. 188, 2r. – 16/4/20)

Second reading. Adjourned debate (Mr A. Krsticevic).

PRIVATE MEMBERS' BUSINESS – NOTICES OF MOTION

1. Frontline Services in Western Australia (Notice given – 29/10/19)

Mrs L.M. Harvey: To move –

That this House condemns the McGowan Labor Government for failing to properly deliver on frontline services across Western Australia, including health, education and law and order.

2. Disallowance – *Petroleum and Geothermal Energy Resources (Hydraulic Fracturing) Amendment Regulations 2019* (Notice given – 29/10/19)

Mr R.S. Love: To move –

That the *Petroleum and Geothermal Energy Resources (Hydraulic Fracturing) Amendment Regulations 2019*, a copy of which was laid upon the table of the House on Tuesday 17 September 2019, are hereby disallowed.

3. Policy Direction – Agricultural Industry (Notice given – 29/10/19)

Mr R.S. Love: To move –

That this House condemns the McGowan Government for its inaction and lack of policy direction for the agricultural industry including the future of live export, addressing animal activism, glyphosate use and water security and response to drought-like conditions affecting our State.

4. Anti-Social Behaviour in Local Communities (Notice given – 29/10/19)

Mr P.A. Katsambanis: To move –

That this House condemns the McGowan Labor Government for failing to address out of control violence, theft and anti-social behaviour in local communities.

5. Small Business Closures (Notice given – 29/10/19)

Mrs A.K. Hayden: To move –

That this House condemns the McGowan Labor Government for failing to adequately respond to the wave of small business closures across Western Australia.

6. Delivery of Local Infrastructure Projects (Notice given – 29/10/19)

Ms L. Mettam: To move –

That this House condemns the McGowan Labor Government for failing to deliver on local infrastructure projects.

7. Delays to Job Creating Infrastructure (Notice given – 29/10/19)

Ms L. Mettam: To move –

That this House condemns the McGowan Labor Government for axing Roe 8/9 which would create 10,000 direct and indirect jobs and for putting its foot on the hose of job-creating infrastructure, including Metronet rail lines which are yet to commence or create a single job.

8. Western Australia's Economy (Notice given – 29/10/19)

Mr D.C. Nalder: To move –

That this House condemns the McGowan Labor Government for failing to stimulate the WA economy in the context of a domestic economic recession and windfall gains from the GST-fix, high iron ore prices and the privatisation of State's assets.

9. Western Australia's Domestic Economy – Housing Sector (Notice given – 29/10/19)

Mr S.K. L'Estrange: To move –

That this House condemns the McGowan Labor Government for failing to properly grow the domestic economy of WA and turn around the longest and deepest housing sector decline in recent history.

10. State Government Responsibilities (Notice given – 29/10/19)

Mr W.R. Marmion: To move –

That this House condemns the McGowan Labor Government for forcing State Government responsibilities onto local governments, thereby shifting costs onto struggling Western Australian ratepayers.

11. McGowan Government – Response to Homelessness (Notice given – 29/10/19)

Mr A. Krsticevic: To move –

That this House condemns the McGowan Labor Government's woefully inadequate response to the homelessness crisis.

12. McGowan Government – Methamphetamine Response (Notice given – 29/10/19)

Mr Z.R.F. Kirkup: To move –

That this House condemns the McGowan Labor Government for failing to address the Meth crisis which it promised to do at the last State election.

13. The Community Services Sector (Notice given – 18/2/20)

Mr A. Krsticevic: To move –

That this House condemns the McGowan Labor Government for abandoning the community services sector and causing economic and social vandalism for struggling Western Australians.

14. Homelessness and Social Housing Waitlists (Notice given – 18/2/20)

Mr A. Krsticevic: To move –

That this House condemns the McGowan Labor Government for allowing homelessness and social housing waitlists to get out of control.

15. Referral to the Procedure and Privileges Committee (Notice given – 20/4/20)

Mr Z.R.F. Kirkup: To move –

That:

1. this House requests the Procedure and Privileges Committee to investigate, consider and report to the House at the earliest opportunity:
 - (1) whether the member for Kalamunda, in publishing a Facebook post that appeared on his Facebook page (screen shots of which were tabled in the Legislative Council on Friday, 17 April 2020):
 - (a) disclosed confidential deliberations of the Joint Standing Committee on the Corruption and Crime Commission (“JSCCCC”) without the authority of the JSCCCC;
 - (b) in a manner inconsistent with his position as a member of the JSCCCC:
 - (i) criticized the processes of the JSCCCC;
 - (ii) criticized the decision of a member of the JSCCCC; and
 - (iii) engaged in commentary on the failure of the JSCCCC to recommend the re-appointment of John McKechnie as the Commissioner of the Corruption and Crime Commission;
 - (2) whether such actions amounts to a breach of privilege or contempt of Parliament and, if so, what action should be taken.
2. The Legislative Council be acquainted of this resolution.

PRIVATE MEMBERS’ BUSINESS – ORDERS OF THE DAY
1. Live Sheep Export Industry (Moved – 15/5/19)

Adjourned debate (Minister for Local Government – continuation of remarks) on the motion moved by Ms M.J. Davies –

That this House condemns Bill Shorten and the Federal Labor Party for its destructive plan to shut down WA’s live sheep export industry and calls on the McGowan Government to stand up and fight to save an industry which generates hundreds of jobs in Western Australia.

2. Election of the Morrison Government (Moved – 12/6/19)

Adjourned debate (Mr W.R. Marmion – continuation of remarks) on the motion moved by Dr M.D. Nahan –

That this House notes the critical role the Premier had in the election of the Morrison Government, in particular, his failure to deliver jobs, his mean-spirited increases to cost of living, the small business crisis and falling house prices.

3. Western Australia's Agricultural Sector (Moved – 19/6/19)

Adjourned debate (Minister for Local Government – continuation of remarks) on the motion moved by Mr R.S. Love –

That this House condemns the McGowan Government for deliberately deceiving Western Australia's agricultural sector by claiming it is delivering \$131.5 million of new money into agricultural capability within the Department of Primary Industries and Regional Development.

4. Government Fees and Expenditure (Moved – 26/6/19)

Adjourned debate (Dr A.D. Buti – continuation of remarks) on the motion moved by Mr W.R. Marmion –

That this House condemns the McGowan Labor Government for increases of \$850 per year to electricity prices, water prices, and car registration while taxpayers' money is being wasted on travel rorts, ministerial double-dipping, cosy union deals, talkfests and other ill-conceived government expenditure.

5. Western Australia Country Medical Services (Moved – 7/8/19)

Adjourned debate (Mr D.T. Punch – continuation of remarks) on the motion moved by Ms M.J. Davies –

That this House expresses its grave concern about the medical crisis in country Western Australia and the lack of resources and priority for country health.

6. McGowan Government Law and Order (Moved – 14/8/19)

Adjourned debate (Mrs L.M. Harvey – continuation of remarks) on the motion moved by Mr P.A. Katsambanis –

That this House condemns the McGowan Government for its soft approach to law and order.

7. McGowan Government Policies (Moved – 28/8/19)

Adjourned debate (Mr A. Krsticevic – continuation of remarks) on the motion moved by Mr D.C. Nalder –

That this House condemns the divided McGowan Labor Government for failing to deliver on its jobs bonanza and for implementing policy decisions that have damaged the economy and inflicted financial pain on Western Australia's struggling households.

8. Safety of the Western Australian Community (Moved – 4/9/19)

Adjourned debate (Mr A. Krsticevic – continuation of remarks) on the motion moved by Mr P.A. Katsambanis –

That this House condemns the McGowan Labor Government for failing to protect the community of Western Australia.

9. Western Australia's Health System (Moved – 18/9/19)

Adjourned debate (Minister for Health – continuation of remarks) on the motion moved by Mr Z.R.F. Kirkup –

That this House condemns the McGowan Labor Government for being asleep at the wheel when it comes to managing Western Australia's struggling health system.

10. Regional Health (Moved – 25/9/19)

Adjourned debate (Minister for Health – continuation of remarks) on the motion moved by Ms M.J. Davies –

That this House condemns the McGowan Government's ongoing failure to prioritise investment in regional health.

11. McGowan Labor Government Fiscal Policies (Moved – 16/10/19)

Adjourned debate (Mr D.T. Punch – continuation of remarks) on the motion moved by

Mr D.C. Nalder –

That this House condemns the McGowan Labor Government for its failed fiscal policy settings which are causing ongoing damage to the Western Australian economy, including strongly negative State Final Demand last financial year.

12. Western Australia's Housing Sector (Moved – 23/10/19)

Adjourned debate (Minister for Housing – continuation of remarks) on the motion moved by Mr D.C. Nalder –

That this House condemns the McGowan Labor Government for plunging the housing sector into its longest and deepest crisis and calls on the Premier to immediately backflip on his ill-conceived Foreign Buyers Tax and migration changes.

13. Southern Rangelands – Drought Response (Moved – 30/10/19)

Adjourned debate (Minister for Water – continuation of remarks) on the motion moved by Mr V.A. Catania –

That this House calls on the Premier to implement an immediate response to the drought crisis affecting the Southern Rangelands in order to mitigate the enormous toll inaction is having on animal welfare, pastoralists and regional communities.

14. South West Tourism - Job Opportunities (Moved – 13/11/19)

Adjourned debate (Leader of the House) on the motion moved by Mr D.T. Redman –

That this House condemns the McGowan Government for risking job opportunities in the South West tourism and small business sectors by actively opposing the development of a new terminal building at the Busselton-Margaret River Airport.

15. Glyphosate – Western Australia's Agricultural Sector (Moved – 13/11/19)

Adjourned debate (Mr D.R. Michael) on the motion moved by Mr P.J. Rundle –

That this House calls on the State Government to support Australian and global science backing the safe use of glyphosate for Western Australia's agriculture sector.

16. Mid West Communities – Standard of Health Services (Moved – 13/11/19)

Adjourned debate (Minister for Health – continuation of remarks) on the motion moved by Mr R.S. Love –

That this House calls on the McGowan Government to deliver an acceptable standard of health services to Mid West communities such as Leeman, Greenhead, Mullewa and Dongara.

17. Job Creating Projects (Moved – 27/11/19)

Adjourned debate (Mr S.A. Millman – continuation of remarks) on the motion moved by

Mrs L.M. Harvey –

That this House condemns the do-nothing McGowan Labor Government for failing to start any major job-creating projects by the end of three years in government, leading to lost jobs and ongoing domestic recession.

18. Metronet – Stage 1 Costing and Status (Moved – 19/2/20)

Adjourned debate (Mr S.J. Price – continuation of remarks) on the motion moved by Ms L. Mettam –

That this House calls on the McGowan Labor Government in its fourth parliamentary year, to finally outline the total cost of the Stage 1 Metronet, including taxpayer operating subsidies, and to outline to the House when Stage 1 will be fully operational.

19. Regional Health and Mental Health Services (Moved – 11/3/20)

Adjourned debate (Minister for Health – continuation of remarks) on the motion moved by Ms M.J. Davies –

That this House condemns the Labor McGowan Government's failure to prioritise and address regional health and mental health services including its response to the growing threat of COVID-19.

20. The Impacts of Covid-19 (Moved – 18/3/20)

Adjourned debate (Treasurer – continuation of remarks) on the motion moved by Mr Z.R.F. Kirkup –

That this House calls on the McGowan Government to update the House on the health, economic and other impacts of Covid-19.

* Denotes amendments appearing in the Notices and Amendments section of the Notice Paper.

‡ Denotes second reading debate on the Bill is being undertaken cognately with a principal Bill, and no further second reading debate will occur.

COMMITTEES TO REPORT

Committee	Date Due
Joint Standing Committee on the Corruption and Crime Commission: Inquiry into public sector procurement of goods and services and its vulnerability to corrupt practice.	14 May 2020
Community Development and Justice Standing Committee: Inquiry into the Magistrates Court of Western Australia's management of matters involving family and domestic violence.	25 June 2020
Joint Standing Committee on the Commissioner for Children and Young People: Inquiry into the monitoring and enforcing of Child Safe Standards.	30 June 2020
Joint Standing Committee on the Corruption and Crime Commission: Inquiry into the CCC's oversight of police misconduct investigations.	13 August 2020
Economics and Industry Standing Committee: Inquiry into Western Australia's economic relationship with the Republic of India.	27 August 2020

GOVERNMENT RESPONSES TO COMMITTEE RECOMMENDATIONS

Committee	Ministers to Respond	Date Due
Economics and Industry Standing Committee: Report No. 8: Taking Charge: Western Australia's transition to a distributed energy future	Premier; Minister for Energy; Minister for Housing	20 May 2020

NOTICES AND AMENDMENTS

Children and Community Services Amendment Bill 2019 (No. 157 – 1)

Clause 11.

The Minister for Child Protection: To move –

Page 10, line 2 — To delete the line and substitute:

“

- (1) In section 12(1) delete “arrangements.” and insert:

arrangements or interim orders made under section 133(2)(c).

- (2) In section 12(2):

- (a) after “Islander child,” insert:

or in making an interim order under section 133(2)(c) in relation to an Aboriginal child or a Torres Strait Islander child or in varying such an order,

- (b) delete paragraphs (c) and (d) and insert:

”.

Clause 14.

The Minister for Child Protection: To move –

Page 12, lines 12 to 18 — To delete the lines and substitute:

“

- (4AB) If the relevant officer for a public authority to which subsection (4AA) applies forms the opinion that the public authority cannot comply with a request under subsection (3) consistently with its duties and responsibilities or so as to not unduly prejudice the performance of its functions, the relevant officer must, at the request of the CEO, give the CEO written reasons for the opinion.

- (4AC) In subsection (4AB) —

relevant officer, for a public authority, means —

- (a) if the public authority is an entity referred to in paragraph (a), (b) or (c) of the definition of **public authority** in section 3 — the principal officer (however described) of that entity; or
- (b) if the public authority is a body referred to in paragraph (d) of the definition of **public authority** in section 3 — the principal officer (however described) of that body; or
- (c) if the public authority is the holder of an office, post or position referred to in paragraph (d) of the definition of **public authority** in section 3 — that holder.

”.

Clause 30.

The Minister for Child Protection: To move –

Page 22, lines 27 and 28 — To delete “taken to be replaced by a protection order (until 18) for the child.” and substitute:

“

revoked and replaced by a protection order (time-limited) in respect of the child on the day (**notification day**) on which the CEO gives the notice.

”.

The Minister for Child Protection: To move –

Page 23, lines 1 to 10 — To delete the lines and substitute:

“

(3) The protection order (time-limited) —

- (a) comes into force on notification day; and
- (b) for the purposes of Subdivision 4, is taken to specify the shorter of the following periods —
 - (i) the period of 2 years beginning on notification day;
 - (ii) the period beginning on notification day and ending on the day before the day on which the child reaches 18 years of age.

(4) As soon as practicable after notification day, the CEO must give written notice of the protection order (time-limited) to the following —

- (a) the child;
- (b) each other party to the initial proceedings (other than the special guardian);
- (c) each other person considered by the CEO to have a direct and significant interest in the wellbeing of the child.

”.

Clause 59.

The Minister for Child Protection: To move –

Page 37, lines 19 to 28 — To delete the lines.

Clause 71.

The Minister for Child Protection: To move –

Page 47, line 30 — To insert after “officer”:

“ or inspector ”.

Dog Amendment (Stop Puppy Farming) Bill 2020 (No. 162 – 1)

Clause 22.

Mr S. Love: To move –

Page 18, after line 4 – To insert:

“

- (da) the dog is a farm working dog usually kept on rural land, by a primary producer, or a person employed by a primary producer and primarily kept or trained for the purpose of droving, protecting, tending, or working stock on a farm;

”.

Mr S. Love: To move –

Page 19, after line 25 – To insert:

“

- (aa) at the time the dog gives birth, the person is registered as a member of the Canine Association of Western Australia Incorporated;

”.

Mr S. Love: To move –

Page 20, after line 9 – To insert:

“

- (aa) is a farm working dog usually kept on rural land, by a primary producer, or a person employed by a primary producer and primarily kept or trained for the purpose of droving, protecting, tending, or working stock on a farm;

”.

Environmental Protection Amendment Bill (No. 2) 2020 (No. 182 – 1)

Clause 2.

The Parliamentary Secretary to the Minister for Environment: To move –
Page 2, line 6 — To delete “and 2” and substitute:

“ to 3 ”.

KIRSTEN M. ROBINSON

Clerk of the Legislative Assembly