

WESTERN AUSTRALIA
LEGISLATIVE COUNCIL
AMENDMENTS AND SCHEDULES
Supplementary Notice Paper No. 142
Issue No. 2
TUESDAY, 9 JUNE 2020

***FINES, PENALTIES AND INFRINGEMENT NOTICES ENFORCEMENT
AMENDMENT BILL 2019 [142-1]***

When in committee on the *Fines, Penalties and Infringement Notices Enforcement Amendment Bill 2019*:

Clause 2

Hon Nick Goiran: To move –

2/2 Page 2, lines 9 to 12 — To delete the lines and insert:

- (b) Part 2 — on the day after assent day, but only the following provisions —
 - (i) Divisions 1 and 2;
 - (ii) Division 3 (but only section 87);
 - (iii) Division 4 (but only section 103);
- (c) sections 9 to 86, 88 and 89 and Part 3 — on a day fixed by proclamation;

Hon Michael Mischin: To move –

1/2 Page 2, after line 14 — To insert:

- (2) However, if a provision of this Act does not come into operation before the end of the period of 10 years beginning on the assent day, the provision is repealed on the day after that period ends.

Clause 8**Hon Nick Goiran:** To move –**3/8** Page 5, lines 13 and 14 — To delete “Part 2 Division 3 comes” and insert:

sections 9 to 86, 88 and 89 come

Clause 87**Hon Nick Goiran:** To move –**4/87** Page 120, line 12 — To insert after “report”:

under subsection (1)

Hon Nick Goiran: To move –**5/87** Page 120, after line 15 — To insert:

- (3) The Minister must also review the operation and effectiveness of the amendments referred to in subsection (1), and prepare a report based on the review, as soon as practicable after the 7th anniversary of the day on which section 87 of the amending Act comes into operation.
- (4) The Minister must cause the report under subsection (3) to be laid before each House of Parliament as soon as practicable after it is prepared, but not later than 12 months after the 7th anniversary.
- (5) The Minister must transmit a copy of a report under subsection (1) or (3) to a Clerk of a House of Parliament if —
 - (a) the report has been prepared; and
 - (b) the Minister is of the opinion that the House will not sit during the period of 21 days after the finalisation of the report.
- (6) A copy of a report transmitted to the Clerk of a House is taken to have been laid before that House.
- (7) The laying of a copy of a report that is taken to have occurred under subsection (6) must be recorded in the Minutes, or Votes and Proceedings, of the House on the first sitting day of the House after the receipt of the copy by the Clerk.

Clause 103**Hon Nick Goiran:** To move –**6/103** Page 140, line 12 — To insert after “report”:

under subsection (1)

Hon Nick Goiran: To move –

7/103 Page 140, after line 15 — To insert:

- (3) The Minister must also review the operation and effectiveness of Part 4 Division 3C Subdivision 2, and prepare a report based on the review, as soon as practicable after the 7th anniversary of the day on which the *Fines, Penalties and Infringement Notices Enforcement Amendment Act 2019* section 103 comes into operation.
- (4) The Minister must cause the report under subsection (3) to be laid before each House of Parliament as soon as practicable after it is prepared, but not later than 12 months after the 7th anniversary.
- (5) The Minister must transmit a copy of a report under subsection (1) or (3) to a Clerk of a House of Parliament if —
 - (a) the report has been prepared; and
 - (b) the Minister is of the opinion that the House will not sit during the period of 21 days after the finalisation of the report.
- (6) A copy of a report transmitted to the Clerk of a House is taken to have been laid before that House.
- (7) The laying of a copy of a report that is taken to have occurred under subsection (6) must be recorded in the Minutes, or Votes and Proceedings, of the House on the first sitting day of the House after the receipt of the copy by the Clerk.

Clause 104

Hon Nick Goiran: To move –

8/104 Page 140, line 22 — To delete “Part 2 Division 4 comes” and insert:

sections 90 to 102, 104 and 105 come

