

WESTERN AUSTRALIA  
**LEGISLATIVE COUNCIL**  
**AMENDMENTS AND SCHEDULES**  
**Supplementary Notice Paper No. 118**  
**Issue No. 5**  
**TUESDAY, 11 JUNE 2019**

***INFRASTRUCTURE WESTERN AUSTRALIA BILL 2019 [118-2]***

When in committee on the *Infrastructure Western Australia Bill 2019*:

**Postponed Clause 10**

**Hon Peter Collier:** To move —

**14/10** Page 9, line 19 — To delete “may” and insert:

must

**Leader of the House representing the Premier:** To move —

**15/10** Page 9, line 19 — To delete “may” and insert:

must

**Leader of the House representing the Premier:** To move —

**16/10** Page 9, after line 20 — To insert:

- (6) Infrastructure WA may remove from an annual work programme any information that it considers to be confidential or otherwise not suitable to be made publicly available, prior to making the programme publicly available.

**New Clause 43A****Leader of the House representing the Premier:** To move —**9/NC43A** Page 27, after line 12 — To insert:**43A. Financial interest in a matter**

For the purposes of this Subdivision, a member of the Board or of a committee has a direct or indirect financial interest in a matter if it is reasonable to expect that the matter may, if dealt with by the Board or committee in a particular way, result in a financial gain, loss, benefit or detriment for the member or a person closely associated with the member.

**Clause 44****Hon Alison Xamon:** To move —**5/44** Page 28, after line 6 — To insert:

- (6) The Chairperson of the Board must ensure that each disclosure and determination under this section is made publicly available.

**Leader of the House representing the Premier:** To move —**10/44** Page 28, after line 6 — To insert:

- (6) Infrastructure WA must keep a record of each disclosure or determination under this section that relates to a direct or indirect financial interest in a matter, and make a summary of the record available, on request, for inspection.
- (7) Without limiting section 71, the regulations may provide for how the record is to be made available.

**Clause 46****11/46 Leader of the House representing the Premier:** To move —

Page 29, lines 9 to 13 — To delete the lines.

**Clause 72****Hon Alison Xamon:** To move —**6/72** Page 43, lines 13 to 20 — To oppose the clause.**Leader of the House representing the Premier:** To move —**12/72** Page 43, lines 13 to 20 — To oppose the clause.

**New Clause 72****Hon Alison Xamon:** To move —

7/NC72 Page 43, after line 20 — To insert:

**72. Review of Act**

- (1) The Premier must review the operation and effectiveness of this Act, and prepare a report based on the review —
  - (a) as soon as practicable after the 5<sup>th</sup> anniversary of the day on which this section comes into operation; and
  - (b) after that, at intervals of not more than 5 years.
- (2) The obligation under subsection (1) is limited to 3 occasions.
- (3) Without limiting subsection (1), each review must address the following —
  - (a) the extent to which the objectives of this Act have been achieved;
  - (b) the extent to which this Act has promoted transparency and public accountability in relation to infrastructure planning and coordination;
  - (c) what impact, if any, this Act has had on assessment, approval and review processes under other Acts, for example, environmental impact assessments;
  - (d) the adequacy of the provisions of this Act that deal with the disclosure of material personal interests of Board and committee members and the CEO.
- (4) The Premier must cause each report to be laid before each House of Parliament as soon as practicable after the report is prepared, but not later than 12 months after the 5<sup>th</sup> anniversary or the expiry of the period of 5 years (whichever is relevant).

**Leader of the House representing the Premier:** To move —

13/NC72 Page 43, after line 20 — To insert:

**72. Review of Act**

- (1) The Premier must review the operation and effectiveness of this Act, and prepare a report based on the review —
  - (a) as soon as practicable after the 5<sup>th</sup> anniversary of the day on which this section comes into operation; and
  - (b) after that, at intervals of not more than 5 years.
- (2) The obligation under subsection (1) is limited to 3 occasions.
- (3) The Premier must cause each report to be laid before each House of Parliament as soon as practicable after the report is prepared, but not later than 12 months after the 5<sup>th</sup> anniversary or the expiry of the period of 5 years (whichever is relevant).

