



LEGISLATIVE COUNCIL

TUESDAY, 28 NOVEMBER 2023

1.00pm

1. Meeting of Council

The Council assembled at 1.00pm pursuant to order.

The President, Hon Alanna Clohesy, took the Chair.

Prayers and an Acknowledgement of Country were read.

2. Message from His Excellency the Governor — Assent to Bills

The President reported the receipt of a Message from His Excellency the Governor assenting to the following Bills —

17 November 2023 — Message No. 32	Act No.
Main Roads Amendment Bill 2023	26 of 2023
Mining Amendment Bill 2023	27 of 2023

3. Papers

The following Papers were laid on the Table by —

President

Reports —

Inspector of Custodial Services, Office of the — Review of the people in custody with a hearing impairment (October 2023)2837

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Public Sector Commission — State of the WA Government Sector Workforce 2022-23 (November 2023)2839

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Financial Management Act 2006 (Section 82) — Notice from the Attorney General regarding Question No's. A3, A4, A8 and A9 of the Legislative Council Standing Committee on Estimates and Financial Operations, Department of Justice and the State Solicitor's Office Annual Report hearing on 11 October 2023 asked by Hon Nick Goiran, Hon Peter Collier and Hon Dr Brad Pettitt.....	2847
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Conservation and Parks Commission (2022-23) (Date received 27/11/2023)	2849
Parliamentary Secretary to the Minister for Training	
<i>Annual Reports —</i>	
Water Efficiency Labelling Standards Scheme (2022-23) (Date received 27/11/2023).....	2850

4. Select Committee into Child Development Services — Interim Report — Child development services in Western Australia: Valuing our children and their needs

Hon Dr Sally Talbot presented an Interim Report of the Select Committee into Child Development Services, *Child development services in Western Australia: Valuing our children and their needs*. (Tabled Paper 2851).

Hon Dr Sally Talbot moved, without notice —

That the reporting date for the Select Committee into Child Development Services inquiry into Child Development Services be extended from 31 December 2023 to 18 April 2024.

Hon Dr Sally Talbot sought leave to continue her remarks at a later stage of this day's sitting.

Leave granted.

Debate stands adjourned.

5. Therapeutic Goods Law Application Bill 2023

The Minister for Finance: To move on the next day of sitting —

That a Bill for "An Act —

- to apply the *Therapeutic Goods Act 1989* (Commonwealth) and legislative instruments under that Act as laws of the State; and
- to make consequential amendments to various other Acts; and
- for related purposes."

be introduced and read a first time.

6. Order of Business

Ordered — That Order of the Day No. 1, *City of Gosnells Bush Fire Brigade Local Law 2023 — Disallowance*, be taken after Order of the Day No. 8, *Rail Safety National Law Application Bill 2023*. (Leader of the House).

7. Western Australian Marine Amendment Bill 2023

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

Question — put and passed.

Bill read a second time.

The President left the Chair.

In Committee

(Hon Steve Martin in the Chair)

Clause 1.

Debate ensued.

Clause agreed to.

Clause 2 agreed to.

Clauses 3 and 4 agreed to.

Clause 5.

Debate ensued.

Clause agreed to.

Clauses 6 to 10 agreed to.

Clause 11.

Debate ensued.

Clause agreed to.
 Clauses 12 and 13 agreed to.
 Clause 14.
 Debate ensued.
 Clause agreed to.
 Clauses 15 to 22 agreed to.
 Clauses 23.
 Debate ensued.
 Clause agreed to.
 Clause 24.
 Debate ensued.
 Clause agreed to.
 Clauses 25 to 38 agreed to.
 Clause 39.
 Debate ensued.
 Clause agreed to.
 Title agreed to.

The Acting President resumed the Chair.

Bill reported without amendment.

Report adopted.

The Leader of the House representing the Minister assisting the Minister for Transport moved, That the Bill be read a third time.

The Acting President announced that the Deputy Chair of Committees had certified that this was a true copy of the Bill as agreed to in Committee of the Whole House and reported.

Debate ensued.

Question — put and passed.

Bill read a third time and passed.

8. Planning and Development Amendment Bill 2023

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

Debate ensued.

9. Questions Without Notice

Questions without notice were taken.

The Minister for Agriculture and Food representing the Minister for Community Services, by leave, incorporated into *Hansard* a response to a question without notice asked by Hon Donna Faragher.

The Leader of the House representing the Minister for Health, by leave, incorporated into *Hansard* a response to a question without notice asked by Hon Donna Faragher.

The Minister for Emergency Services tabled a response to a question without notice asked by Hon Martin Aldridge. (Tabled Paper 2852).

The Leader of the House representing the Minister for Health, in accordance with Standing Order 108(2), advised that an answer to question on notice 1675 asked by Hon Steve Martin will be provided by 13 February 2024.

The Leader of the House representing the Minister for Health, in accordance with Standing Order 108(2), advised that an answer to question on notice 1676 asked by Hon Steve Martin will be provided by 13 February 2024.

The Leader of the House representing the Minister for Health, in accordance with Standing Order 108(2), advised that an answer to question on notice 1716 asked by Hon Steve Martin will be provided by 13 February 2024.

The Leader of the House representing the Minister for Health, in accordance with Standing Order 108(2), advised that an answer to question on notice 1679 asked by Hon Donna Faragher will be provided by 13 February 2024.

The Leader of the House representing the Minister for Health, in accordance with Standing Order 108(2), advised that an answer to question on notice 1682 asked by Hon Martin Aldridge will be provided by 13 February 2024.

The Minister for Emergency Services tabled a response to question on notice 1722 asked by Hon Martin Aldridge. (Tabled Paper 2853).

The Minister for Emergency Services tabled a response to question on notice 1725 asked by Hon Martin Aldridge. (Tabled Paper 2854).

The Minister for Emergency Services representing the Minister for State and Industry Development, Jobs and Trade, by leave, incorporated into *Hansard* a response to a question without notice asked by Hon Dr Steve Thomas.

The Minister for Agriculture and Food representing the Minister for Child Protection tabled a response to question on notice 1668 asked by Hon Dr Brad Pettitt. (Tabled Paper 2855).

The Minister for Agriculture and Food representing the Minister for Housing tabled a response to question on notice 1734 asked by Hon Dr Brad Pettitt. (Tabled Paper 2856).

The Parliamentary Secretary to the Minister for Environment, in accordance with Standing Order 108(2), advised that an answer to question on notice 1723 asked by Hon Dr Steve Thomas will be provided by 30 November 2023.

The Parliamentary Secretary to the Minister for Racing and Gaming, in accordance with Standing Order 108(2), advised that answers to questions on notice 1712 and 1713 asked by Hon Dr Brad Pettitt will be provided by 30 November 2023.

The Parliamentary Secretary to the Minister for Climate Action tabled a response to question on notice 1727 asked by Hon Dr Brad Pettitt. (Tabled Paper 2857).

The Parliamentary Secretary to the Minister for Water, in accordance with Standing Order 108(2), advised that an answer to question on notice 1715 asked by Hon Dr Brad Pettitt will be provided by 30 November 2023.

10. Planning and Development Amendment Bill 2023

Debate resumed on the second reading of this Bill (*see item 8 above*).

Question — put and passed.

Bill read a second time.

The President left the Chair.

In Committee

(Hon Martin Aldridge in the Chair)

Clause 1.

Debate ensued.

Clause agreed to.

Clause 2.

Debate ensued.

Clause agreed to.

Clause 3 agreed to.

Clauses 4 and 5 agreed to.

Clause 6.

Debate ensued.

Clause agreed to.

Clause 7.

Debate ensued.

Interruption pursuant to order.

The 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. Electoral Amendment (Finance and Other Matters) Bill 2023

The following Message from the Legislative Assembly was reported —

Honourable President

Message No. 134

The Legislative Assembly acquaints the Legislative Council that it has agreed to the amendments made by the Legislative Council in the *Electoral Amendment (Finance and Other Matters) Bill 2023*.

Mr D. A. Scaife

Acting Speaker

Legislative Assembly Chamber

Perth, 28 November 2023

12. Health Practitioner Regulation National Law Application Bill 2023

The President reported the receipt of Message No. 135 from the Legislative Assembly forwarding the Bill for concurrence.

The Leader of the House representing the Minister for Health moved, That the Bill be read a first time.

Question — put and passed.

Bill read a first time.

The Leader of the House representing the Minister for Health moved, That the Bill be read a second time.

The Leader of the House representing the Minister for Health tabled an Explanatory Memorandum relating to the Bill. (Tabled Paper 2858).

The Leader of the House representing the Minister for Health tabled documents in relation to the amendment of the Health Practitioner Regulations National Law. (Tabled Paper 2859).

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

13. Adjournment

There being no Members' Statements the Council adjourned at 9.06pm until Wednesday, 29 November 2023 at 1.00pm.

Members present during the day's proceedings

Attendance: Present all Members except Hon Ben Dawkins, Hon Rosetta Sahanna, Hon Matthew Swinbourn and Hon Dr Brian Walker.

SAM HASTINGS

Clerk of the Legislative Council

HON ALANNA CLOHESY MLC

President of the Legislative Council