

LEGISLATIVE ASSEMBLY

NOTICES AND ORDERS OF THE DAY

No. 202

THURSDAY, 18 JUNE 2020, 9.00 am

Prayers *

Petitions

Papers

Giving Notices of Motion

Brief Ministerial Statements *

Questions Without Notice *

Matter of Public Interest

Private Members' Business

Grievances

Private Members' Statements

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

Second reading. Adjourned debate (Mr S.A. Millman – continuation of remarks).

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

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

3. **Health Services Amendment Bill 2019** (Minister for Health) (No. 150, 2r. – 30/10/19)
Second reading. Adjourned debate (Leader of the House).

4. ***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).

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

Consideration in detail.

6. **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).

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

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

- 8. 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).

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

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

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

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

11. Premier's Statement

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

- 12. 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).

- 13. Mutual Recognition (Western Australia) Bill 2020** (Premier) (No. 193, 2r. – 17/6/20)

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

- 14. Road Traffic Amendment (Immobilisation, Towing and Detention of Vehicles) Bill 2020** (Minister for Transport) (No. 194, 2r. – 17/6/20)

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

PRIVATE MEMBERS' BUSINESS – NOTICES OF MOTION

- 1. 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.

- 2. Policy Direction – Agricultural Industry** (Notice given – 29/10/19, renewed – 14/5/20)

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.

- 3. Anti-Social Behaviour in Local Communities**
(Notice given – 29/10/19, renewed – 14/5/20)

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.

- 4. Small Business Closures** (Notice given – 29/10/19, renewed – 14/5/20)

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.

- 5. Delivery of Local Infrastructure Projects** (Notice given – 29/10/19, renewed – 14/5/20)

Ms L. Mettam: To move –

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

6. Delays to Job Creating Infrastructure (Notice given – 29/10/19, renewed – 14/5/20)

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.

7. Western Australia's Economy (Notice given – 29/10/19, renewed – 14/5/20)

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.

8. State Government Responsibilities (Notice given – 29/10/19, renewed – 14/5/20)

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.

9. McGowan Government – Response to Homelessness

(Notice given – 29/10/19, renewed – 14/5/20)

Mr A. Krsticevic: To move –

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

10. McGowan Government – Methamphetamine Response

(Notice given – 29/10/19, renewed – 14/5/20)

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.

11. 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.

12. 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.

PRIVATE MEMBERS' BUSINESS – ORDERS OF THE DAY

1. 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.

2. 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.

3. 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.

4. 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.

5. 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.

6. 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.

7. 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.

8. 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.

9. 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.

10. 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.

11. 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.

12. 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.

13. 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.

14. 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.

15. 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.

16. 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.

17. 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.

18. 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.

19. Support for Small Businesses, Regional Communities and Households
(Moved – 13/5/20)

Adjourned debate (Dr D.J. Honey – continuation of remarks) on the motion moved by Mrs L.M. Harvey –

That this House calls on the McGowan Government to provide greater support to small businesses, regional communities and struggling households to weather the Covid-19 crisis.

20. West Australian Small Businesses and Industries (Moved – 20/5/20)

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

That this House calls upon the Labor Government to immediately address the shortfall in support for West Australian small businesses and industries suffering because they are unable to access relief and recovery measures.

21. Lifting of Covid Restrictions (Moved – 27/5/20)

Adjourned debate (Minister for Health – continuation of remarks) on the motion moved by Mrs L.M. Harvey –

That this House condemns the McGowan Labor Government for its handling of the lifting of Covid restrictions and causing unnecessary economic harm, small business closures and job losses.

22. The Local Government Sector (Moved – 17/6/20)

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

That this House notes a range of concerning issues in the local government sector mostly perpetuated from mismanagement by the McGowan Labor Government.

* 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
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.	13 August 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 [non-compliance reported 21/5/20]
Joint Standing Committee on the Corruption and Crime Commission: Report No. 14: Red flags...red faces. Corruption risk in public procurement in Western Australia	Premier; Minister for Finance	14 August 2020

NOTICES AND AMENDMENTS

Aquatic Resources Management Amendment Bill 2020 (No. 174 – 1)

New Clause 16.

The Minister for Fisheries: To move –

Page 7, after line 13 – To insert:

“

16. Section 266A inserted

At the end of Part 16 insert:

266A. Review of Act

- (1) The Minister must review the operation and effectiveness of this Act, and prepare a report based on the review, as soon as practicable after the 5th anniversary of the day on which section 268 comes into operation.
- (2) The Minister must cause the report to be laid before each House of Parliament as soon as practicable after it is prepared, but not later than 12 months after the 5th anniversary.

”.

Corruption, Crime and Misconduct Amendment Bill 2020 (No. 189 – 1)

Clause 4.

The Attorney General: To move –

Page 2, line 17 – To delete “28 April 2020.” and substitute:

“

the day on which the *Corruption, Crime and Misconduct Amendment Act 2020* section 4 comes into operation.

”.

Criminal Law (Unlawful Consorting) Bill 2020 (No. 161 – 1)

Clause 3.

The Attorney General: To move –

Page 3, line 2 – To delete “who has been convicted of” and substitute:

“ against whom a conviction has been recorded for ”.

Clause 9.

Mr P.A. Katsambanis: To move –

Page 8, lines 22 to 27 – To delete the lines.

Clause 15.

The Attorney General: To move –

Page 12, line 5 – To delete “an error” and substitute:

“ a mistake ”.

The Attorney General: To move –

Page 12, line 16 – To delete “or error”.

New Clause 16A.

The Attorney General: To move –

Page 13, after line 26 – To insert:

“

16A. Variation of unlawful consorting notice

- (1) A person (the *restricted person*) on whom an unlawful consorting notice is served may apply to the Commissioner of Police to vary the notice to remove the name of a person (a *specified person*) specified for the purposes of section 11(b) in the notice.
- (2) The application must be made —
 - (a) in writing; and
 - (b) during the period that the notice is in force.
- (3) The Commissioner of Police must determine the application within 60 days after the application is made.
- (4) The Commissioner of Police must, by written notice (the *variation notice*), vary an unlawful consorting notice to remove the name of a specified person if the Commissioner is, on an application under subsection (1) or on the Commissioner’s own initiative, satisfied that —
 - (a) the requirements for issuing the notice under section 10 are no longer met in respect of the specified person due to a change in the circumstances; and
 - (b) the unlawful consorting notice still specifies for the purposes of section 11(b) the name of at least 1 person who is a convicted offender.
- (5) The variation notice takes effect when it is made.
- (6) The variation notice must specify all of the following —
 - (a) the name and address of the restricted person;
 - (b) the name of the specified person;
 - (c) details that identify the unlawful consorting notice;
 - (d) the date on which the variation notice is made;
 - (e) that the variation notice takes effect when it is made;
 - (f) any other matters prescribed in the regulations.
- (7) The Commissioner of Police must, as soon as practicable after making a variation notice —
 - (a) serve or cause to be served, by a prescribed service method, the variation notice on the restricted person; and
 - (b) make a record of, or cause to be recorded, the particulars referred to in subsection (6) relating to the variation notice.

”.

Clause 24.

The Attorney General: To move –

Page 20, after line 29 – To insert:

“

- (1A) If, as a result of an inspection under this Part, the Parliamentary Commissioner is of the opinion that an unlawful consorting notice should be varied under section 16A(4), the Parliamentary Commissioner may recommend to the Commissioner of Police that the notice be varied under that provision.

”.

The Attorney General: To move –

Page 21, line 5 – To delete “subsection (1)” and substitute:

“ subsection (1) or (1A) ”.

Clause 25.

The Attorney General: To move –

Page 21, after line 19 – To insert:

“

- (ba) any variation of an unlawful consorting notice under section 16A;

”.

Clause 26.

The Attorney General: To move –

Page 22, line 17 – To delete “section 24(1)” and substitute:

“ section 24(1) or (1A) ”.

Clause 29.

The Attorney General: To move –

Page 24, line 16 – To delete “section 16 (*revocation functions*)” and substitute:

“ section 16 or 16A (*revocation or variation functions*) ”.

The Attorney General: To move –

Page 24, line 21 – To insert after “revocation”:

“ or variation ”.

The Attorney General: To move –

Page 24, line 22 – To insert after “revocation”:

“ or variation ”.

The Attorney General: To move –

Page 25, line 1 – To delete “section 16(4),” and substitute:

“ sections 16(4) and 16A(4), ”.

The Attorney General: To move –

Page 25, line 2 – To insert after “revoke”:

“ or vary ”.

The Attorney General: To move –

Page 25, line 4 – To insert after “revoke”:

“ or vary ”.

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;

”.

KIRSTEN M. ROBINSON

Clerk of the Legislative Assembly