



LEGISLATIVE COUNCIL

TUESDAY, 22 FEBRUARY 2022

2.00pm

1. Meeting of Council

The Council assembled at 2.00pm 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 Bill

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

21 February 2022 — Message No. 2

Finance Legislation Amendment (Emergency Relief) Bill 2021

Act No.

1 of 2022.

3. Statement by President — Passing of Ms Francesca Tardioli

The President made the following Statement —

Members, I know that last year a number of you met the Ambassador of Italy to Australia, Her Excellency Ms Francesca Tardioli, on the occasion of her first visit to Western Australia. It is with sadness that I inform you of Her Excellency's sudden passing. The ambassador was a greatly respected diplomat and I am sure all of you who met her would agree that she was an engaging and intelligent person. Her Excellency wrote to me following her visit, saying — I would like to sincerely thank you for the opportunity to meet you during my first official visit to Western Australia.

Italy and Western Australia enjoy very strong bilateral relations and we are deeply committed in sparing no effort to explore new ways of strengthening such cooperation. In order to promote the Italian excellence and to seize the opportunities provided by your State, we are grateful for the dialogue with the authorities of Western Australia and we rely on the support of the State Parliament. My first official visit to Western Australia was very fruitful and I look forward to future meeting opportunities.

For the benefit of those wishing to express their condolences, a condolence book will be open at the Consulate of Italy in Perth, and the Embassy of Italy has also opened a virtual book of condolences that will be available for e-messages.

On behalf of the Legislative Council of Western Australia, I offer our condolences and express our deep sympathy to Her Excellency's family, friends, colleagues, the Italian diaspora and the state of Italy.

4. Statement by President — Building Works

The President made the following Statement —

Members, I wish to acknowledge the building works undertaken during the summer recess. The Building Services team have completed the largest ever air-conditioning replacement and refurbishment project at Parliament House. Twenty-five rooms, nearly all on the first floor 1964 section, had significant work done during the replacement of the obsolete air-conditioning equipment, which was not environmentally friendly, nor easy to control.

In addition to the air-conditioning, other works undertaken include furniture replacement, installation of motorised blinds and replacement of the Legislative Assembly and Legislative Council chambers' bell speakers, and improvements such as electrical upgrades, repainting and standardisation of equipment, carpet laying and corridor ceiling replacement. As most offices have more than one person working in them, this was a lengthy and challenging project with very tight timeframes.

The successful completion prior to the recommencement of sittings was due to the teamwork of all involved. I would like to thank Building Services, Security and Reception Services and Information Technology, and all others involved for their outstanding work. Thank you to the contractors and architect who achieved the project in a truncated time frame during very hot weather and the festive season.

The construction, furniture and design costs were \$1.4 million and funded from the budgets across the three parliamentary departments. We are the custodians of this magnificent building and do all we can to ensure its maintenance and conservation. Congratulations to all involved. I hope those in the refurbished offices enjoy the new facilities.

5. Papers

The following Papers were laid on the Table by —

Leader of the House

Local Laws —

Local Government Act 1995 (Shire of Menzies Public Places and Local Government Property Local Law 2022 G.G. 16/02/2022 and Shire of Menzies Health Local Law 2022 G.G. 16/02/2022) 1072

Statutes —

Curtin University Act 1966 (Statute No. 14 – Revocation G.G. 15/02/2022)..... 1073
Edith Cowan University Act 1984 (University Statute No. 29 - Student Services and Amenities Fee G.G. 18/02/2022)..... 1074

Leader of the House on behalf of the Minister for Emergency Services

Local Laws —

Bush Fires Act 1954 (Shire of Menzies Bush Fire Brigades Amendment Local Law 2022 G.G. 16/02/2022) 1075

6. Order of Business

Ordered — That Orders of the Day Nos 1, *Biodiversity Conservation (Exemptions) Amendment Order 2021 — Disallowance*, 2, *City of Stirling Meeting Procedures Local Law 2021 — Disallowance*, and 3, *City of Wanneroo Animals Local Law 2021 — Disallowance*, be taken after Order of the Day No. 10, *Administration Amendment Bill 2021*. (Leader of the House).

7. Courts Legislation Amendment (Magistrates) Bill 2021

The Order of the Day for the further consideration of this Bill, in Committee of the Whole House, having been read.

The President left the Chair.

In Committee

(Hon Martin Aldridge in the Chair)

Clause 1.

Debate resumed.

Clause agreed to.

Clauses 2 to 6 agreed to.

Clause 7.

Debate ensued.

8. Questions Without Notice

Questions without notice were taken.

The Minister for Regional Development representing the Minister for Corrective Services, by leave, incorporated into *Hansard* information in relation to the current prisoner population and for each prison the number of prisoners vaccinated for COVID-19, in response to a question without notice asked by Hon Peter Collier.

9. Courts Legislation Amendment (Magistrates) Bill 2021

Resumption of consideration of this Bill in Committee of the Whole House (*see item 7 above*).

The President left the Chair.

In Committee

(Hon Martin Aldridge in the Chair)

Clause 7.

Debate resumed.

Clause agreed to.

Clause 8.

Debate ensued.

Clause agreed to.

Clause 9.

Debate ensued.

Clause agreed to.

Clauses 10 and 11 agreed to.

Clause 12.

Debate ensued.

Clause agreed to.

Title agreed to.

The Acting President resumed the Chair.

Bill reported without amendment.

Report adopted.

The Parliamentary Secretary to the Attorney General 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.

Question — put and passed.

Bill read a third time and passed.

10. Poseidon Nickel Agreement Amendment (Termination) Bill 2021

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

Debate ensued.

Question — put and passed.

Bill read a second time.

Leave was granted to proceed forthwith to the third reading.

The Minister for Regional Development representing the Minister for State Development, Jobs and Trade moved, That the Bill be read a third time.

Question — put and passed.

Bill read a third time and passed.

11. Transport Legislation Amendment (Identity Matching Services) Bill 2021

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

Debate ensued.

Hon Neil Thomson sought leave to continue his remarks at a later stage of this day's sitting.

Leave granted.

On the motion of Hon Pierre Yang debate was adjourned until a later stage of this day's sitting.

12. Order of Business

Ordered — That Order of the Day No. 1, *Biodiversity Conservation (Exemptions) Amendment Order 2021*, be taken forthwith. (Leader of the House).

13. Biodiversity Conservation (Exemptions) Amendment Order 2021 — Disallowance

Order of the Day No. 1 having been called, Hon Dr Brad Pettitt, pursuant to notice, moved —

That the *Biodiversity Conservation (Exemptions) Amendment Order 2021* published in the *Gazette* on 15 October 2021 and tabled in the Council on 26 October 2021 under the *Biodiversity Conservation Act 2016*, be and is hereby disallowed.

Debate ensued.

Question — put and negatived.

14. Order of Business

Ordered — That Order of the Day No. 8, *Transport Legislation Amendment (Identity Matching Services) Bill 2021*, be taken forthwith. (Leader of the House).

15. Transport Legislation Amendment (Identity Matching Services) Bill 2021

Debate resumed on the second reading of this Bill (*see item 11 above*).

Interruption pursuant to order.

16. Members' Statements

Statements were taken.

17. Adjournment

The Council adjourned at 9.55pm until Wednesday, 23 February 2022 at 1.00pm.

Members present during the day's proceedings

Attendance: Present all Members except Hon Stephen Dawson, Hon Colin de Grussa (*leave*), Hon Sophia Moermond (*suspended*) and Hon Darren West.

SAM HASTINGS

Acting Clerk of the Legislative Council

HON ALANNA CLOHESY MLC

President of the Legislative Council