

LEGISLATIVE ASSEMBLY

NOTICES AND ORDERS OF THE DAY

No. 208

THURSDAY, 13 AUGUST 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

—

—

—

—

—

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 pm 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.

BUSINESS OF THE ASSEMBLY – NOTICES OF MOTION

1. Education and Health Standing Committee – Change of Membership

(Notice given – 12/8/20)

The Leader of the House: To move –

That the member for Moore be discharged from the Education and Health Standing Committee and the member for Geraldton be appointed in his place.

GOVERNMENT BUSINESS – NOTICES OF MOTION

1. Electoral Amendment Bill 2020 (Notice given – 12/8/20)

The Leader of the House: To move –

That so much of the Standing Orders be suspended as is necessary to enable the *Electoral Amendment Bill 2020* to proceed through all remaining stages without delay between the stages.

GOVERNMENT BUSINESS – ORDERS OF THE DAY

1. *Workers' Compensation and Injury Management Amendment (COVID-19 Response) Bill 2020 (Minister for Industrial Relations) (No. 197, 2r. – 24/6/20)

Consideration in detail of Legislative Council Message No. 134.

2. ***Electoral Amendment Bill 2020** (Attorney General) (No. 100, 2r. – 25/6/20)
Second reading. Adjourned debate (Mr P.A. Katsambanis).
3. **COVID-19 Response and Economic Recovery Omnibus Bill 2020** (Minister for Planning)
(No. 199, 2r. – 11/8/20)
Second reading. Adjourned debate (Leader of the House).
4. **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).
5. ***Animal Welfare and Trespass Legislation Amendment Bill 2020** (Attorney General)
(No. 196, 2r. – 24/6/20)
Second reading. Adjourned debate (Mr A. Krsticevic).
6. ***Industrial Relations Legislation Amendment Bill 2020**
(Minister for Industrial Relations) (No. 198, 2r. – 25/6/20)
Second reading. Adjourned debate (Mr P.A. Katsambanis).
7. **Mutual Recognition (Western Australia) Bill 2020** (Premier) (No. 193, 2r. – 17/6/20)
Second reading. Adjourned debate (Mr A. Krsticevic).
8. **Conservation and Land Management Amendment Bill 2020**
(Parliamentary Secretary to the Minister for Environment)
(No. 195, 2r. – 24/6/20)
Second reading. Adjourned debate (Dr D.J. Honey).
9. ***Corruption, Crime and Misconduct Amendment Bill 2020** (Attorney General)
(No. 189, 2r. – 16/4/20)
Consideration in detail.
10. **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).
11. ***Health Services Amendment Bill 2019** (Minister for Health) (No. 150, 2r. – 30/10/19)
Consideration in detail.
12. **Sunday Entertainments Repeal Bill 2019** (Minister for Commerce)
(No. 143, 2r. – 26/9/19)
Second reading. Adjourned debate (Dr D.J. Honey).
13. **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).
14. **Appropriation (Recurrent 2018-19) Supplementary Bill 2020** (Treasurer)
(No. 165, 2r. – 11/3/20)
Second reading. Adjourned debate (Mr A. Krsticevic).
15. **Appropriation (Capital 2018-19) Supplementary Bill 2020** (Treasurer)
(No. 164, 2r. – 11/3/20)
Second reading. Adjourned debate (Mr A. Krsticevic).
16. **Premier's Statement**
Adjourned debate (Leader of the House) on the question, That the Premier's Statement be noted.
17. **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).
18. **National Disability Insurance Scheme (Worker Screening) Bill 2020**
(Parliamentary Secretary to the Minister for Disability Services) (No. 202, 2r. – 12/8/20)
Second reading. Adjourned debate (Mr Z.R.F. Kirkup).

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, renewed – 11/8/20)

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, renewed – 11/8/20)

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.

13. Western Australian Small Businesses – COVID-19 Assistance (Notice given – 11/8/20)

Mrs A.K. Hayden: To move –

That this House calls on the McGowan Labor Government to stop neglecting our hardworking Western Australian small and family-run businesses by immediately providing a COVID-19 assistance grant to COVID-19 affected small businesses of up to \$10,000 like all other governments have done across Australia, because behind every small business is a family.

PRIVATE MEMBERS' BUSINESS – ORDERS OF THE DAY**1. 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.

2. 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.

3. 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.

4. 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.

5. 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.

6. 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.

7. 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.

8. 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.

9. 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.

10. 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.

11. 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.

12. 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.

13. 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.

14. 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.

15. 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.

16. 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.

17. 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.

18. 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.

19. 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.

20. The Community Services Sector – Funding and Capacity (Moved – 24/6/20)

Adjourned debate (Minister for Community Services – continuation of remarks) on the motion moved by Ms M.J. Davies –

That this House notes the increase in homelessness and vulnerable members of the community seeking assistance in regional Western Australia and calls on the McGowan Government to deliver an immediate funding increase to provide the community services sector with the capacity to respond appropriately to the additional pressures of COVID-19.

21. Western Australia's Preparedness – COVID-19 Outbreak (Moved – 12/8/20)

Adjourned debate (Minister for Emergency Services – continuation of remarks) on the motion moved by Mr Z.R.F. Kirkup –

That this House urges the government to commit to immediately establish a public and independent expert review to investigate, assess and report back to this House on Western Australia's preparedness to prevent and respond to a COVID-19 outbreak in Western Australia and, in particular, inquire into:

- (a) effectiveness of hotel quarantine processes and security protocols;
- (b) the exemption arrangements and associated restrictions and track and tracing for travellers and essential workers coming into WA;
- (c) the effectiveness of protocols and safeguards to protect aged care facilities, remote communities and other vulnerable Western Australians;
- (d) the capacity for an effective rapid response to a COVID-19 outbreak similar to that which has occurred in Victoria;
- (e) a comprehensive review of the hospital system and the capacity to manage an increase flow of COVID-19 patients;

- (f) any other matters that the inquiry sees fit to look into.

* 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.	13 August 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.	24 September 2020
Procedure and Privileges Committee: Inquiry into the Legislative Assembly's response to the COVID-19 pandemic.	10 September 2020
Education and Health Standing Committee: Examining the lessons from the delivery of education during COVID-19.	24 September 2020
Public Accounts Committee: Inquiry into the use of State funding by the Western Australian Football Commission.	4 November 2020
Economics and Industry Standing Committee: Inquiry into Western Australia's economic relationship with the Republic of India.	19 November 2020

GOVERNMENT RESPONSES TO COMMITTEE RECOMMENDATIONS

Committee	Ministers to Respond	Date Due
Public Accounts Committee: Report 14: Building Slowly: Department of Mines, Industry Regulation and Safety's regulation of builders and building surveyors	Minister for Commerce	18 September 2020

NOTICES AND AMENDMENTS

Animal Welfare and Trespass Legislation Amendment Bill 2020 (No. 196-1)

Clause 6

Attorney General — To move:

Page 5, lines 2 to 6 — to delete the lines and substitute:

production, any animals involved in the production do not have an opportunity to graze or forage outside.

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

Clause 4

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.

Electoral Amendment Bill 2020 (No. 100-1)

Clause 21

Attorney General — To oppose the clause with a view to inserting the following new clause.

New Clause 21

Attorney General — To move:

Page 20, after line 16 — To insert:

21. Section 175ZD amended

- (1) In section 175ZD(1) delete “corporate, or in respect of any amount recoverable from such a party under section 175LH(4), 175LI(2) or 175R(5),” and insert:

corporate

- (2) Delete section 175ZD(2).
-

Health Services Amendment Bill 2019 (No. 150-1)**Clause 4****Minister for Health** — To move:

Page 5, lines 15 to 20 — To delete the lines.

Clause 12**Minister for Health** — To move:Page 11, lines 7 and 8 — To delete “*State Supply Commission Act 1991* and the *Public Works Act 1902.*”” and substitute:*Procurement Act 2020.*”**Minister for Health** — To move:

Page 11, line 13 — To delete the line.

Clause 13**Minister for Health** — To move:

Page 12, lines 12 to 27 — To delete the lines.

Minister for Health — To move:

Page 12, lines 29 and 30 — To delete the lines and substitute:

(a) the *Procurement Act 2020*; and**Clause 80****Minister for Health** — To oppose the clause.***Industrial Relations Legislation Amendment Bill 2020 (No. 198-1)*****New Clause 61A****Minister for Industrial Relations** — To move:

Page 88, after line 30 — To insert:

61A. Section 112A amended

After section 112A(3) insert:

(3A) Subsection (3) does not apply to a disqualified person.

(3B) In subsection (3A) —

disqualified person means a disqualified person as defined in the *Legal Profession Act 2008* section 3 except that —

(a) it includes —

- (i) a person whose name has been removed from a foreign roll as defined in section 3 of that Act; and
- (ii) a person in relation to whom the grant or renewal of a local practising certificate as defined in section 3 of that Act has been refused;

but

(b) it does not include —

- (i) a person whose name has, for reasons other than or in connection with disciplinary action, been removed from an Australian roll or foreign roll as those terms are defined in section 3 of that Act; or
- (ii) a person whose local practising certificate as defined in section 3 of that Act has, for reasons other than or in connection with disciplinary action, been suspended or cancelled.

Workers' Compensation and Injury Management Amendment (COVID-19 Response) Bill 2020 (No. 197-1)

Legislative Council Message No. 134.

The Legislative Council acquaints the Legislative Assembly that it has agreed to the *Workers' Compensation and Injury Management Amendment (COVID-19 Response) Bill 2020* subject to the amendments contained in the Schedule annexed; in which amendments the Legislative Council desires the concurrence of the Legislative Assembly.

Schedule indicating the amendments made by the Legislative Council in the Workers' Compensation and Injury Management Amendment (COVID-19 Response) Bill 2020

No. 1

Clause 2, page 2, after line 7 — To insert:

- (b) sections 3 and 15A – on the day after this Act receives the Royal Assent;

No. 2

Clause 2, page 2, after line 9 — 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 day on which this Act receives the Royal Assent, the provision is repealed on the day after that period ends.

No. 3

New Clause 15A, page 9, after line 25 — To insert:

314B. Review of Act

- (1) The Minister must review the operation and effectiveness of this Act, and prepare a report based on the review –
 - (a) as soon as practicable after the 5th anniversary of the day on which the *Workers' Compensation and Injury Management Amendment (COVID-19 Response) Bill 2020* section 15A comes into operation; and
 - (b) after that, at intervals of not more than 5 years.
- (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 or the expiry of the period of 5 years, as the case may be.
- (3) The Minister must transmit a copy of the report to the 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.
- (4) A copy of the report transmitted to the Clerk of a House is taken to have been laid before that House.
- (5) The laying of a copy of a report that is taken to have occurred under subsection (4) 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.

KIRSTEN M. ROBINSON

Clerk of the Legislative Assembly