

WESTERN AUSTRALIA

# LEGISLATIVE ASSEMBLY

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## VOTES AND PROCEEDINGS

No. 53

FIRST SESSION OF THE FORTIETH PARLIAMENT

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TUESDAY, 13 MARCH 2018

### 1. Meeting of Assembly

The Assembly met at 2.00 pm pursuant to adjournment.

The Speaker took the Chair.

An Acknowledgement of Country and Prayers were read.

### 2. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Premier on his trip to the United States and the United Arab Emirates.

The Minister for Police on the breakthrough in the investigation of the 1994 National Crime Authority bombing and the murder of Detective Sergeant Leigh Bowen.

The Minister for Local Government on the suspension of City of Perth elected members.

The Minister for Tourism on the Government's response to the Education and Health Standing Committee Report No. 3.

The Minister for Transport on the Government's response to the Economics and Industry Standing Committee Report No. 2.

### 3. Questions

Questions without Notice were taken.

Questions on Notice Nos 2601 to 2771 were asked.

Questions on Notice Nos 1781, 1798, 1811, 1816, 1831 to 1835, 1955, 2373, 2386, 2403, 2410, 2438, 2441, 2456, 2463, 2464, 2468, 2472, 2479, 2482, 2488, 2491, 2496, 2499, 2505, 2508, 2513, 2522, 2525, 2530, 2539 and 2542 were answered.

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Paper tabled by the Minister for Mines and Petroleum; Commerce and Industrial Relations; Electoral Affairs; Asian Engagement –

Question on Notice No. 1781 – Vehicles owned or under lease by departments, agencies, government trading enterprises and boards under the Minister's portfolio of responsibilities as at 1 July 2017 (1190).

Question on Notice No. 1835 – Western Australian Electoral Commission focus group results as at August 2016 (1191).

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*Paper*

The following paper was presented and ordered to lie upon the Table of the House –

By the Attorney General –

Attorney General, The – Letter from the Attorney General to the Hon Dan Tehan MP, Minister for Social Services (1192).

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**4. Suspension of Standing Orders**

Dr M.D. Nahan, without notice, moved, That so much of the Standing Orders be suspended as is necessary to enable the following motion to be moved forthwith –

That this House condemns the McGowan Government for closing the Moora Residential College and intentionally misleading the public on the cost of keeping it open.

The Leader of the House moved, To add to the motion –

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subject to the debate being limited to 20 minutes for government members and 20 minutes for non-government members.

”.

Debate ensued.

Amendment put and passed.

On the question, That the motion, as amended, be agreed to,

Question put.

The Speaker having counted the House, and an absolute majority being present and there being no dissentient voice, declared the motion to be carried with the concurrence of an absolute majority of the whole number of members of the House.

**5. Moora Residential College**

Dr M.D. Nahan, pursuant to the foregoing motion, moved,

That this House condemns the McGowan Government for closing the Moora Residential College and intentionally misleading the public on the cost of keeping it open.

Debate ensued.

Question put.

The Assembly divided.

Ayes (16)

Mr I.C. Blayney  
Mr V.A. Catania  
Mrs L.M. Harvey  
Mr P.A. Katsambanis  
Mr Z.R.F. Kirkup  
Mr A. Krsticevic

Mr S.K. L'Estrange  
Mr R.S. Love  
Mr W.R. Marmion  
Mr J.E. McGrath  
Dr M.D. Nahan  
Mr D.C. Nalder

Mr K. O'Donnell  
Mr D.T. Redman  
Mr P.J. Rundle  
Ms L. Mettam (*Teller*)

Noes (38)

Ms L.L. Baker	Mr M. McGowan	Ms C.M. Rowe
Dr A.D. Buti	Ms S.F. McGurk	Ms R. Saffioti
Mr J.N. Carey	Mr K.J.J. Michel	Ms A. Sanderson
Mrs R.M.J. Clarke	Mr S.A. Millman	Ms J.J. Shaw
Mr R.H. Cook	Mr Y. Mubarakai	Mrs J.M.C. Stojkovski
Mr M.J. Folkard	Mr M.P. Murray	Mr C.J. Tallentire
Ms J.M. Freeman	Mrs L.M. O'Malley	Mr D.A. Templeman
Ms E.L. Hamilton	Mr P. Papalia	Mr P.C. Tinley
Mr T.J. Healy	Mr S.J. Price	Mr B. Urban
Mr M. Hughes	Mr D.T. Punch	Mr R.R. Whitby
Mr W.J. Johnston	Mr J.R. Quigley	Mr B.S. Wyatt
Mr D.J. Kelly	Ms M.M. Quirk	Mr D.R. Michael ( <i>Teller</i> )
Mr F.M. Logan	Mrs M.H. Roberts	

Question thus negatived.

## 6. Personal Explanation

Minister for Commerce and Industrial Relations made a personal explanation as to advice he gave the House during the debate on increased benefits for workers who are killed during their work.

## 7. Petitions

Community Resource Centres – Mr R.S. Love presented a petition from 20 persons requesting that the Legislative Assembly calls upon the Premier Mark McGowan to ensure adequate funding to support the ongoing operation of all Community Resource Centres, without reducing service delivery (P. 67).

Reduced Speed Limit on Indian Ocean Drive – Mr R.S. Love presented a petition from 275 persons requesting that the Legislative Assembly directs the Minister to reinstate the 110 kilometre per hour speed limit (P. 68).

Pilbara Camp School – Mr K.J.J. Michel presented a petition from 91 persons requesting that funding continue for the Pilbara Camp School as an Education Department school (P. 69).

## 8. Message from the Governor

Message No. 3 from Her Excellency the Governor was reported assenting to the Salaries and Allowances Amendment (Debt and Deficit Remediation) Bill 2017, Act No. 1 of 2018.

## 9. Papers

The following papers were presented and ordered to lie upon the Table of the House –

By the Speaker –

Inspector of Custodial Services, Office of the – 2017 Inspection of Bandyup Women's Prison – Report 114 (1158).

By the Clerk –

Building Act 2011 – Regulations (Building Amendment Regulations 2018 G.G. 09/03/2018) (1159).

Conservation and Land Management Act 1984 – Proposal 2017 (Changes to State Forest No. 36) for the excision of land to rationalise the tenure of Lot 14497 (1160).

Corruption and Crime Commission, Joint Standing Committee on the – Government Response to Committee Report No. 1, September 2017: The Efficiency and Effectiveness of the Current Appointment Process for Commissioners and Parliamentary Inspectors of the CCC (1161).

Corruption and Crime Commission, Joint Standing Committee on the – Government Response to Committee Report No. 2, September 2017: The Ability of the Corruption and Crime Commission to Charge and Prosecute (1162).

Cross-border Justice Act 2008 – Regulations (Cross-border Justice Amendment Regulations 2018 G.G. 09/03/2018) (1163).

Delegated Legislation, Joint Standing Committee on – Government Response to Committee Report No. 3: Procedures for Dealing with Consequential Amendments to Delegated Legislation Following Enactment of Primary Legislation (1164).

Dividing Fences Act 1961 – Local Laws (Shire of Halls Creek Fencing Amendment Local Law 2018 G.G. 02/03/2018) (1165).

Gaming and Wagering Commission Act 1987 – Regulations (Gaming and Wagering Commission Amendment Regulations 2018 G.G. 02/03/2018) (1166).

Government of Western Australia – 2017–18 Quarterly Financial Results Report – December 2017 (1167).

Health Services Act 2016 – Orders (Health Services (Fees and Charges) Amendment Order (No. 2) 2018 G.G. 09/03/2018) (1168).

Land Administration Act 1997 – Proposal: Submission No. 5/2017 under section 42(4)(a) of the Act for excision of land from Class Reserve 29911 (1169).

Land Administration Act 1997 – Proposal: Submission No. 6/2017 under section 42(4)(a) of the Act to change reserve purpose of Class A Reserve 7574 (1170).

Legal Profession Act 2008 – Rules (Legal Profession (Law Library Fees) Amendment Rules 2018 G.G. 23/02/2018) (1171).

Liquor Control Act 1988 – Regulations (Liquor Control (Kalumburu Restricted Area) Regulations 2018 G.G. 02/03/2018) (1172).

Local Government Act 1995 – Local Laws (City of Vincent Fencing Amendment Local Law 2017 G.G. 09/03/2018) (1173).

Local Government Act 1995 – Local Laws (Shire of Halls Creek Public Places and Local Government Property Amendment Local Law 2018 G.G. 02/03/2018) (1174).

Local Government Act 1995 – Local Laws (Shire of Murray Health Local Law 2018 G.G. 07/03/2018) (1175).

Local Government Act 1995 – Local Laws (Shire of Northam Activities In Thoroughfares and Public Places and Trading Amendment Local Law 2018 G.G. 27/02/2018) (1176).

Local Government Act 1995 – Local Laws (Shire of Victoria Plains Dogs Local Law 2018 G.G. 06/03/2018) (1177).

Local Government Act 1995 – Local Laws (Shire of Victoria Plains Fencing Local Law 2018 G.G. 06/03/2018) (1178).

Local Government Act 1995 – Local Laws (Shire of Woodanilling Animals, Environment and Nuisance Amendment Local Law 2018 G.G. 02/03/2018) (1179).

Local Government Act 1995 – Local Laws (Town of Cambridge Parking Amendment Local Law 2018 G.G. 09/03/2018) (1180).

Mutual Recognition (Western Australia) Act 2010 – Mutual Recognition (Western Australia) Request for Regulations Notice 2017 – Mutual Recognition Amendment (NSW Container Deposit Scheme) Regulations 2017 (1181).

Rights in Water and Irrigation Act 1914 – Regulations (Rights in Water and Irrigation Amendment Regulations 2018 G.G. 20/02/2018) (1182).

Supreme Court Act 1935 – Rules (Supreme Court (Corporations) (WA) Amendment Rules 2018 G.G. 27/02/2018) (1183).

Supreme Court Act 1935 – Rules (Supreme Court Amendment Rules 2018 G.G. 27/02/2018) (1184).

Taxation Administration Act 2003 – Regulations (Taxation Administration Amendment Regulations 2018 G.G. 06/03/2018) (1185).

Waste Avoidance and Resource Recovery Act 2007 – Local Laws (Town of Claremont Waste Local Law 2017 G.G. 27/02/2018) (1186).

Waste Avoidance and Resource Recovery Act 2007 – Local Laws (Town of East Fremantle Waste Amendment Local Law 2017 G.G. 27/02/2018) (1187).

Western Australian Electoral Commission – Political Finance Annual Report – Report on the operation of Part VI of the Electoral Act 1907 for the period ended 30 June 2017 (1189).

Western Australian Electoral Commission – Political Finance Annual Report – Report on the operation of Part VI of the Electoral Act 1907 for the period ended 30 June 2016 (1188).

**10. Economics and Industry Standing Committee and Education and Health Standing Committee**

The Speaker reported that a response by the Minister for Transport to the recommendations of the Economics and Industry Standing Committee's Report No. 2 had not been received by the required time. The Speaker reported that a response by the Minister for Education and Training to the recommendations of the Education and Health Standing Committee's Report No. 3 had not been received by the required time.

**11. Notices of Motion**

**12. Liquor Control Amendment Bill 2018**

The Order of the Day for the resumption of the debate upon the second reading of the bill was read. Debate resumed.

The Leader of the House moved, That the debate be adjourned.

Question put and passed.

**13. Adjournment**

The Leader of the House moved, That the House do now adjourn.

Question put and passed.

The Assembly adjourned accordingly at 9.44 pm until Wednesday, 14 March 2018 at 12.00 noon.

*Members present during any part of the day's proceedings* – All the members except Ms M.J. Davies, Ms J. Farrer, and Ms S.E. Winton.

**KIRSTEN M. ROBINSON**  
Clerk of the Legislative Assembly

**HON. PETER WATSON**  
Speaker of the Legislative Assembly