

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 114

FIRST SESSION OF THE FORTIETH PARLIAMENT

WEDNESDAY, 13 MARCH 2019

1. Meeting of Assembly

The Assembly met at 12.00 noon pursuant to adjournment.

The Speaker took the Chair.

An Acknowledgement of Country and Prayers were read.

2. Petition

Health Campus in Laverton – Mr V.A. Catania presented a petition from 132 people asking the Legislative Assembly to inquire into the reduction of funding allocated under Royalties for Regions for the construction of the new Laverton Health Campus (P. 127).

3. Notices of Motion

4. Speaker's Statement – Non-Compliance with Direction to Respond to Committee Recommendations

The Speaker advised members that in relation to the recommendations contained in the Economics and Industry Standing Committee's Report No. 4: Western Australia's Smash Repair Industry: Structural Challenges, tabled on 29 November 2018, no response had been received from the government by the required time.

5. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Premier in response to the Corruption and Crime Commission's findings into WA's Tokyo Office.

The Minister for Mental Health on the review of clinical governance for mental health services.

The Minister for Heritage on the draft Heritage Regulations under the Heritage Act 2018.

The Minister for Commerce on the Consumer Protection Awards.

The Minister for Transport on the Public Transport Authority's Radio Systems Replacement project.

6. 2019 Temporary Orders

The Leader of the House, pursuant to notice, as amended by leave, moved,

That the following temporary orders be adopted and commence from 19 March 2019 to the end of 2019 –

“

- (1) Standing Order 40 be amended by inserting the following sentence at the end of the Standing Order: “A stranger does not include a member’s baby being breastfed by that member.”
- (2) (a) The sections on ‘Motions’ and ‘Other Bills’ in Standing Order 101 be amended by –
 - (i) deleting “60” as the allocated time for the ‘Mover’, the ‘Premier or one member deputed’ and the ‘Leader of the Opposition or one member deputed’ and substituting “45”; and
 - (b) The section on ‘Third reading’ under ‘Other Bills’ in Standing Order 101 be amended by deleting the words of the section and substituting the following –

“

Third reading —

Mover	30 minutes
Premier or one member deputed	†30 minutes
Leader of the Opposition or one member deputed	#30 minutes
Any other member	15 minutes
Mover in reply	30 minutes
†	If not a Government bill
#	If not an Opposition bill

”

- (3) (a) Standing Order 146 be amended by –
 - (i) deleting “Four” and substituting “Five”; and
 - (ii) inserting the following sentence at the end of the Standing Order: “The fifth grievance will alternate between government and opposition each week.”; and
- (b) Standing Order 101 be amended by deleting “7” and substituting “6” in the section ‘Grievance debate (S.O. 146)’.
- (4) (a) Standing Order 147 be amended by deleting “Once” and substituting “Twice”, by deleting “six” and substituting “five”, and by deleting “90 seconds” and substituting “two minutes”; and
- (b) Standing Order 101 be amended by –
 - (i) deleting “90 seconds” and substituting “2 minutes” in the section ‘Members’ statements (S.O. 147)’; and
 - (ii) deleting “Maximum of 6 members.” and substituting “Maximum of 5 members, twice weekly.”.

”

Debate ensued.

Ms M.J. Davies moved –

In paragraph (1): To insert after “breastfed” the words “or bottle-fed”.

Debate ensued.

Debate interrupted by the Chair (Mr Z.R.F. Kirkup speaking) and adjourned until a later stage of the sitting.

7. Questions

Questions without Notice were taken.

Questions on Notice Nos 4883 to 4907 were asked.

Questions on Notice Nos 4326, 4419, 4424, 4436, 4441, 4453, 4458, 4470, 4475, 4485, 4488, 4494 to 4496, 4501, 4505, 4508, 4510, 4518, 4519, 4549, 4552, 4555, 4557, 4561, 4565, 4569, 4572, 4574, 4586, 4589, 4591, 4599, 4603, 4606, 4608, 4616, 4618, 4625, 4629, 4633, 4634, 4639, 4646, 4650, 4652, 4661, 4665, 4668, 4670, 4678, 4679, 4682, 4686, 4688, 4690, 4691, 4703, 4708, 4714, 4717, 4719, 4727, 4729, 4740, 4742, 4743, 4754, 4757, 4760 to 4762, and 4782 were answered.

Paper tabled by the Minister for Mines and Petroleum; Energy; Industrial Relations –

Question on Notice No. 4561 – List of Western Australian attendees to Huawei Group’s Research and Development Centre on 8 November 2017 (2277).

Paper tabled by the Minister for Housing –

Question on Notice No. 4754 – Details relating to active Keystart loans for each month 2017 to 2018 (2278).

Paper tabled by the Minister for Water; Fisheries; Forestry; Innovation and ICT; Science –

Question on Notice No. 4501 – List of overdue notices issued by the Water Corporation to households in the electorate of Hillarys for each month 2017 to 2018 (2279).

Question on Notice No. 4760 – Budget and forward estimates for shark hazard mitigation 2018 to 2019 (2280).

8. 2019 Temporary Orders

The Order of the Day having been read for the resumption of debate on the amendment moved by Ms M.J. Davies to the motion, as amended by leave, moved by Mr D.A. Templeman,

That the following temporary orders be adopted and commence from 19 March 2019 to the end of 2019 –

“

- (1) Standing Order 40 be amended by inserting the following sentence at the end of the Standing Order: “A stranger does not include a member’s baby being breastfed by that member.”
- (2) (a) The sections on ‘Motions’ and ‘Other Bills’ in Standing Order 101 be amended by –
 - (i) deleting “60” as the allocated time for the ‘Mover’, the ‘Premier or one member deputed’ and the ‘Leader of the Opposition or one member deputed’ and substituting “45”; and

- (c) The section on ‘Third reading’ under ‘Other Bills’ in Standing Order 101 be amended by deleting the words of the section and substituting the following –

“

Third reading —

Mover	30 minutes
Premier or one member deputed	†30 minutes
Leader of the Opposition or one member deputed	#30 minutes
Any other member	15 minutes
Mover in reply	30 minutes

† If not a Government bill
If not an Opposition bill

”.

- (3) (a) Standing Order 146 be amended by –
- (iii) deleting “Four” and substituting “Five”; and
 - (iv) inserting the following sentence at the end of the Standing Order: “The fifth grievance will alternate between government and opposition each week.”; and
- (c) Standing Order 101 be amended by deleting “7” and substituting “6” in the section ‘Grievance debate (S.O. 146)’.
- (4) (a) Standing Order 147 be amended by deleting “Once” and substituting “Twice”, by deleting “six” and substituting “five”, and by deleting “90 seconds” and substituting “two minutes”; and
- (b) Standing Order 101 be amended by –
- (iii) deleting “90 seconds” and substituting “2 minutes” in the section ‘Members’ statements (S.O. 147)’; and
 - (iv) deleting “Maximum of 6 members.” and substituting “Maximum of 5 members, twice weekly.”.

”.

Ms M.J. Davies had moved,

In paragraph (1): To insert after “breastfed” the words “or bottle-fed”.

Debate resumed.

Amendment put.

The Assembly divided.

Ayes (18)

Mr I.C. Blayney
Mr V.A. Catania
Ms M.J. Davies
Mrs L.M. Harvey
Mrs A.K. Hayden
Dr D.J. Honey

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 D.T. Redman
Mr P.J. Rundle
Ms L. Mettam (*Teller*)

Noes (35)

Ms L.L. Baker
Dr A.D. Buti
Mr J.N. Carey
Mrs R.M.J. Clarke
Mr R.H. Cook
Mr M.J. Folkard
Ms J.M. Freeman
Ms E.L. Hamilton
Mr T.J. Healy
Mr M. Hughes
Mr W.J. Johnston
Mr D.J. Kelly

Mr F.M. Logan
Mr M. McGowan
Ms S.F. McGurk
Mr K.J.J. Michel
Mr S.A. Millman
Mr Y. Mubarakai
Mr M.P. Murray
Mrs L.M. O'Malley
Mr P. Papalia
Mr S.J. Price
Mr J.R. Quigley
Mrs M.H. Roberts

Ms C.M. Rowe
Ms R. Saffioti
Ms A. Sanderson
Mrs J.M.C. Stojkovski
Mr C.J. Tallentire
Mr D.A. Templeman
Mr P.C. Tinley
Mr R.R. Whitby
Ms S.E. Winton
Mr B.S. Wyatt
Mr D.R. Michael (*Teller*)

Amendment thus negated.

On the question, That the motion, as amended by leave, be agreed to,
Debate resumed.

Mr S. L'Estrange moved,

In paragraph (3)(a)(ii), To delete the words "alternate between government and opposition each week" and substitute:

" be allocated to the opposition each week ".

Debate ensued.

Debate interrupted by the Chair (Dr M.D. Nahan speaking) and adjourned until a later stage of the sitting.

9. Variation to the Order of Business

Ordered, That Private Members' Business Orders of the Day Nos 20 and 21 be next considered.

10. The Minister for Transport; Planning

Ms M.J. Davies, pursuant to notice, moved,

That this House condemns the Minister for Transport; Planning for:

1. Her extraordinary and unilateral decision to call in a State Administrative Tribunal appeal relating to the Bay Village fly-in, fly-out camp in Karratha;
2. Constant delays in responding to Freedom of Information requests and an utter lack of transparency;
3. Putting the safety of West Australians at risk by ignoring the expert advice of key Government agencies;
4. Her involvement in a plan to dump millions of tonnes of toxic soil in the Peel region;
5. Overseeing a toxic culture of bullying at the Southern Ports Authority; and
6. Putting Metronet ahead of regional transport priorities.

Debate ensued.

Question put.

The Assembly divided.

Ayes (12)

Mr I.C. Blayney
Ms M.J. Davies
Mrs A.K. Hayden
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
Mr D.T. Redman
Mr P.J. Rundle
Ms L. Mettam (*Teller*)

Noes (28)

Dr A.D. Buti
Mr J.N. Carey
Mrs R.M.J. Clarke
Mr M.J. Folkard
Ms J.M. Freeman
Ms E.L. Hamilton
Mr M. Hughes
Mr W.J. Johnston
Mr D.J. Kelly
Mr F.M. Logan

Ms S.F. McGurk
Mr K.J.J. Michel
Mr Y. Mubarakai
Mr M.P. Murray
Mrs L.M. O'Malley
Mr P. Papalia
Mr S.J. Price
Mrs M.H. Roberts
Ms C.M. Rowe
Ms R. Saffioti

Ms A. Sanderson
Ms J.J. Shaw
Mrs J.M.C. Stojkovski
Mr C.J. Tallentire
Mr P.C. Tinley
Mr R.R. Whitby
Ms S.E. Winton
Mr D.R. Michael (*Teller*)

Question thus negatived.

11. Decision Making Processes of the McGowan Government

Ms M.J. Davies, pursuant to notice, moved,

That this House condemns the McGowan Government for its disdain and neglect of regional Western Australia during its first two years in power through its metro-centric attitude and mean-spirited decision making processes.

Debate ensued.

Debate interrupted by the Chair (Ms M.J. Davies speaking) and adjourned until a later stage of the sitting.

12. Messages from the Legislative Council

Messages from the Legislative Council were reported returning the following bills without amendment –
13 March 2019

Waste Avoidance and Resource Recovery Amendment (Container Deposit) Bill 2018 (Message No. 76).

Waste Avoidance and Resource Recovery Amendment (Container Deposit) Bill (No. 2) 2018 (Message No. 77).

13. Adjournment

Mr D.R. Michael moved, That the House do now adjourn.

Question put and passed.

The Assembly adjourned accordingly at 7.01 pm until Thursday, 14 March 2019 at 9.00 am.

Members present during any part of the day's proceedings – All the members except Ms J. Farrer, Mr K.M. O'Donnell, Mr D.T. Punch and Ms M.M. Quirk.

KIRSTEN M. ROBINSON
Clerk of the Legislative Assembly

HON. PETER WATSON
Speaker of the Legislative Assembly