

WESTERN AUSTRALIA

# LEGISLATIVE ASSEMBLY

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## VOTES AND PROCEEDINGS

No. 172

FIRST SESSION OF THE FORTIETH PARLIAMENT

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THURSDAY, 28 NOVEMBER 2019

### 1. Meeting of Assembly

The Assembly met at 9.00 am pursuant to adjournment.

The Speaker took the Chair.

An Acknowledgement of Country and Prayers were read.

### 2. Papers

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

By the Clerk –

Conservation and Land Management Act 1984 – (Changes to State Forest No. 26) Proposal 2019 (3055).

Conservation and Parks Commission – Annual Report 2018–2019 (3053).

Criminal Investigation (Covert Powers) Act 2012 – WA Police Force Assumed Identities Annual Report 2018–2019 pursuant to subsection 76(1) of the Act (3051).

WA Industry Link – Annual Report 2018–2019 (3054).

Western Australian Local Government Grants Commission – Annual Report 2018–2019 (3052).

### 3. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Minister for Health on the death of Dr Yusuf Nagree.

The Minister for Mental Health on the 2019 Mental Health Awards and Mental Health Conference.

The Minister for Emergency Services on the 2019 Volunteer Employer Recognition Awards.

The Minister for Corrective Services on the Corrective Services Staff Awards.

The Minister for Local Government tabling the Report of the Authorised Inquiry into the Shire of Carnarvon.

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### *Paper*

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

By the Minister for Local Government –

Local Government, Minister for – Report of the Inquiry into the Shire of Carnarvon, Authorised Inquiry under Part 8 Division 1 of the Local Government Act 1995 (WA), Department of Local Government, Sport and Cultural Industries (3056).

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The Minister for Culture and the Arts on the State Library of Western Australia's literacy strategy, Literacy Matters.

The Minister for Sport and Recreation on the launch of the Combat Sports Commission's new Online Education and Registration Unit.

The Treasurer tabling the Government's first Economic Reform Statement.

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*Paper*

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

Treasurer – Economic Reform Statement (3057).

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#### **4. Grievances**

The Acting Speaker called for grievances which were then made.

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*Paper*

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

By the Minister representing the Minister for Education and Training –

Education and Training, Minister representing the Minister for – Grievance information in relation to funding cuts and the privatisation of access to Rossmoyne and Willetton Senior High Schools (3058).

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#### **5. Joint Standing Committee on the Commissioner for Children and Young People**

Mr K.M. O'Donnell, as Deputy Chair, presented the following report which was ordered to lie upon the Table of the House –

Commissioner for Children and Young People, Joint Standing Committee on the – Annual Report 2018–19, Report No. 4 (3059).

#### **6. Joint Standing Committee on the Corruption and Crime Commission**

Ms M.M. Quirk, as Chair, presented the following report which was ordered to lie upon the Table of the House –

Corruption and Crime Commission, Joint Standing Committee on the – Annual Report 2018–19, Report No. 13 (3060).

#### **7. Public Accounts Committee**

Dr A.D. Buti, as Chair, presented the following report which was ordered to lie upon the Table of the House –

Public Accounts Committee – Knowing what good looks like: Challenges in managing major public sector projects, Report No. 13 (3061).

Public Accounts Committee – Knowing what good looks like: Challenges in managing major public sector projects, Report No. 13, Submissions (3062).

Mrs L.M. O'Malley, Mr V.A. Catania and Mr S.A. Millman spoke on the report.

## 8. Education and Health Standing Committee

Ms J.M. Freeman, as Chair, presented the following report which was ordered to lie upon the Table of the House –

Education and Health Standing Committee – A better connected future: Opportunities for digital innovation in secondary education, Report No. 8 (3063).

Education and Health Standing Committee – A better connected future: Opportunities for digital innovation in secondary education, Report No. 8, Submissions (3064).

Mr R.S. Love and Mr W.R. Marmion spoke on the report.

## 9. Committee Membership

The Leader of the House, pursuant to notice, moved,

1. That the member for Nedlands be discharged from the Education and Health Standing Committee and the member for Dawesville be appointed in his place.
2. That the member for Dawesville be discharged from the Community Development and Justice Standing Committee and the member for Churchlands be appointed in his place.
3. That the member for Churchlands be discharged from the Economics and Industry Standing Committee and the member for Cottesloe be appointed in his place.
4. That the Member for Churchlands be co-opted to participate in the Economics and Industry Standing Committee's inquiry into microgrids and associated technologies in WA.
5. That the Member for Vasse be co-opted to participate in the Community Development and Justice Standing Committee's Inquiry into the Magistrates Court of Western Australia's management of matters involving family and domestic violence.

Question put and passed.

## 10. Pay-roll Tax Assessment Amendment (Thresholds) Bill 2019

The Minister for Finance, pursuant to notice, moved,

That a bill for "An Act to amend the *Pay-roll Tax Assessment Act 2002*." be introduced and read a first time.

Question put and passed.

The Minister for Finance presented an explanatory memorandum and bill read a first time.

The Minister for Finance moved, That the bill be now read a second time.

Ms L. Mettam moved, That the debate be adjourned.

Question put and passed.

## 11. Children and Community Services Amendment Bill 2019

The Minister for Child Protection, pursuant to notice, moved,

That a bill for "An Act to amend the *Children and Community Services Act 2004* –

- to implement recommendations of the 2017 statutory review of the Act; and
- to introduce mandatory reporting of child sexual abuse for ministers of religion; and for other purposes." be introduced and read a first time.

Question put and passed.

The Minister for Child Protection presented an explanatory memorandum and bill read a first time.

The Minister for Child Protection moved, That the bill be now read a second time.

Mrs A.K. Hayden moved, That the debate be adjourned.

Question put and passed.

**12. Suspension of Standing Orders – Legislative Council Messages**

The Leader of the House, pursuant to notice, moved,

That, for the remainder of 2019, so much of the Standing Orders be suspended as is necessary to enable messages from the Legislative Council to be taken into consideration on the day on which they are received.

Debate ensued.

Question put and passed.

**13. Road Traffic Amendment (Impaired Driving and Penalties) Bill 2019**

The Order of the Day for the further consideration in detail of the bill was read.

*CONSIDERATION IN DETAIL*

Clause 41.

Clause put.

The Assembly divided.

*Ayes (38)*

Ms L.L. Baker  
Mr I.C. Blayney  
Dr A.D. Buti  
Mr J.N. Carey  
Mr V.A. Catania  
Mrs R.M.J. Clarke  
Mr R.H. Cook  
Ms M.J. Davies  
Ms J. Farrer  
Mr M.J. Folkard  
Mr T.J. Healy  
Mr M. Hughes  
Mr W.J. Johnston

Mr D.J. Kelly  
Mr R.S. Love  
Mr M. McGowan  
Ms S.F. McGurk  
Mr S.A. Millman  
Mr Y. Mubarakai  
Mr M.P. Murray  
Mrs L.M. O'Malley  
Mr P. Papalia  
Mr S.J. Price  
Mr D.T. Punch  
Ms M.M. Quirk  
Mr D.T. Redman

Mrs M.H. Roberts  
Ms C.M. Rowe  
Mr P.J. Rundle  
Ms R. Saffioti  
Ms J.J. Shaw  
Mrs J.M.C. Stojkovski  
Mr C.J. Tallentire  
Mr D.A. Templeman  
Mr P.C. Tinley  
Mr R.R. Whitby  
Mr B.S. Wyatt  
Ms E.L. Hamilton (*Teller*)

*Noes (13)*

Mrs L.M. Harvey  
Dr D.J. Honey  
Mr P.A. Katsambanis  
Mr Z.R.F. Kirkup  
Mr A. Krsticevic

Mr S.K. L'Estrange  
Mr W.R. Marmion  
Mr J.E. McGrath  
Ms L. Mettam  
Dr M.D. Nahan

Mr D.C. Nalder  
Mr K.M. O'Donnell  
Mrs A.K. Hayden (*Teller*)

Clause 41 thus passed.

Clauses 42 to 52 agreed to.

Title agreed to.

Consideration in detail concluded.

Leave was granted to proceed forthwith to the third reading of the bill.

The Minister for Road Safety moved, That the bill be now read a third time.

Question put and passed.

Bill read a third time and forwarded to the Legislative Council for concurrence.

**14. Family Court Amendment Bill 2019**

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

Debate resumed.

Debate interrupted by the Chair (Mr P.A. Katsambanis speaking) and adjourned until a later stage of the sitting.

## **15. Members' Statements**

The Acting Speaker called for members' statements which were then made.

## **16. Speaker's Statement – Daniel Govus**

The Speaker advised members that after 12 years of service with the Legislative Assembly, Dan Govus had resigned to take up a promotion opportunity with the Northern Territory Parliament. The Speaker asked members to join him in wishing Dan the best of luck in Darwin.

## **17. Speaker's Statement – Likely Sitting Date**

The Speaker advised members that it was likely that the House would sit on Tuesday, 10 December 2019.

## **18. Questions**

Questions without Notice were taken.

Questions on Notice Nos 5815 to 5849 were asked.

Question on Notice No. 5645 was answered.

## **19. Unanswered Questions on Notice**

The following members asked why no answer had been received in respect of their Questions on Notice –

Mr D.T. Redman – Questions on Notice Nos 5501 and 5593.

Mr Z.R.F. Kirkup – Questions on Notice Nos 5647, 5654, 5657, 5658, 5660, 5662, 5664 and 5665.

Dr D.J. Honey – Question on Notice No. 5632.

Mr P.A. Katsambanis – Question on Notice No. 5695.

Mr A. Krsticevic – Question on Notice No. 5592.

Mr W.R. Marmion – Questions on Notice Nos 5580 to 5590, 5594 to 5597, 5599 to 5612 and 5614 to 5625.

## **20. Variation to the Order of Business**

Ordered, That consideration of Government Business Order of the Day No. 2 be resumed.

## **21. Family Court Amendment Bill 2019**

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.

## **22. Variation to the Order of Business**

Ordered, That Government Business Order of the Day No. 4 be next considered.

## **23. Premier's Statement**

The Order of the Day for the resumption of the debate upon the question, That the Premier's Statement be noted, was read.

Debate resumed.

Question put and passed.

**24. Special Adjournment**

The Leader of the House moved, That the House at its rising adjourn until a date and time to be fixed by the Speaker.

Debate ensued.

Question put and passed.

**25. Adjournment**

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

Question put and passed.

The Assembly adjourned accordingly at 5.13 pm until a date and time to be fixed by the Speaker.

*Members present during any part of the day's proceedings* – All the members except Mr K.J.J. Michel and Mr J.R. Quigley.

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

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