

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 75

FIRST SESSION OF THE THIRTY-SEVENTH PARLIAMENT

WEDNESDAY, 10 MAY 2006

1. Meeting of Assembly

The Assembly met at 12 noon pursuant to adjournment.

The Speaker took the Chair.

Prayers were read.

2. Speaker's Statement – Budget Day Arrangements

The Speaker advised members that he had agreed to the request of the Leader of the House to alter arrangements for tomorrow to enable the State budget to be presented at 2.00 p.m. Private Members' Statements would be taken at 12.20 p.m. and would be immediately followed by Questions Without Notice at 12.30 p.m.

He also advised that he had given permission for media still-photographers to photograph the Treasurer delivering the budget.

3. Message from the Governor

Message No. 13 from His Excellency the Governor was reported assenting to the following bills –

Yallingup Foreshore Land Bill 2005, Act No. 9 of 2006.

Censorship Amendment Bill 2005, Act No. 10 of 2006.

4. Petition

Contenance Aid Programme – Mr P.W. Andrews presented a petition from 3 persons requesting that a means-tested Contenance Aid Programme be implemented for Western Australians of all ages and abilities (P. 109).

5. Papers

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

By the Clerk –

Land Administration Act 1997 – Proposal Submission No. 6/2006 under Section 45(4) of the Act, in relation to the excision from Class ‘A’ Reserve 30071 and 38333 to facilitate dedication of the Karratha-Tom Price Road, dated 9 May 2006 (1498).

Land Administration Act 1997 – Proposal Submission No. 8/2006 under section 42(4)(b) of the Act, in relation to excision from Class ‘A’ Reserve 27185 of Lot 8126 on Deposited Plan 26874 for the creation of the Mount Barker Northern Bypass, dated 9 May 2006 (1499).

6. Notices of Motion

7. Brief Ministerial Statements

The following Brief Ministerial Statements were made by –

The Minister for Health on the investigation by the Department of Health and McKesson Asia Pacific into allegations made by the Hon. Helen Morton, MLC regarding the ‘SouthWest24’ mental health crisis line.

Paper

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

By the Minister for Health –

SouthWest24 Mental Health Crisis Line – Letter dated 5 May 2006 to Dr Neale Fong, Director General of Health Department and Executive Chairman HRIT, by Ms Bernadette Kenny, Strategic Account Director, McKesson Asia-Pacific Pty Limited, regarding attempts to investigate issues raised in parliamentary questions on 3 May 2006 by Hon. Helen Morton, MLC regarding advice provided to the of a suicidal man in the south west by staff of SouthWest24 (1500).

The Minister for Planning and Infrastructure on the Metropolitan Region Scheme Amendment No. 1029/33 for the Alkimos-Eglinton area.

Papers

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

By the Minister for Planning and Infrastructure –

Metropolitan Region Scheme – Amendment No. 1029/33, Alkimos-Eglinton, City of Wanneroo, Report of Submissions, May 2006 (1501).

Metropolitan Region Scheme – Amendment No. 1029/33, Alkimos-Eglinton, City of Wanneroo, Submissions 1 to 24, May 2006 (1502).

Metropolitan Region Scheme – Amendment No. 1029/33, Alkimos-Eglinton, City of Wanneroo, Submissions 25 to 49, May 2006 (1503).

Metropolitan Region Scheme – Amendment No. 1029/33, Alkimos-Eglinton, City of Wanneroo, Transcripts of Public Hearings, May 2006 (1504).

Metropolitan Region Scheme – Amendment No. 1029/33, Alkimos-Eglinton, City of Wanneroo, Map, 9 May 2006 (1505).

The Minister Assisting the Minister for Federal Affairs on her official travel to Montreal to represent the Premier at the inaugural meeting between Canadian and Australian Premiers on 11 and 12 April 2006.

8. Solicitor-General Amendment Bill 2006

The Attorney General, pursuant to notice, moved,

That a bill for “An Act to amend the *Solicitor-General Act 1969*.” be introduced and read a first time.

Question put and passed.

The Attorney General presented an explanatory memorandum and bill read a first time.

The Attorney General moved, That the bill be now read a second time.

Dr G.G. Jacobs moved, That the debate be adjourned.

Question put and passed.

9. Treasurer's Advance Authorisation Bill 2006

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

Debate resumed.

Question put and passed.

Bill read a second time.

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

The Treasurer 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.

10. Variation to the Order of Business

Ordered, That Government Business Orders of the Day Nos 4 and 5 be next considered.

11. Criminal Investigation (Consequential Provisions) Bill 2005

The Order of the Day for the consideration in detail (after *pro forma* amendments) of the bill was read.

CONSIDERATION IN DETAIL

Clauses 1 to 72 agreed to.

Schedule 1 agreed to.

Title agreed to.

Consideration in detail concluded.

Ordered, That the third reading of the bill be made an Order of the Day for a later stage of the day's sitting.

12. Criminal and Found Property Disposal Bill 2005

The Order of the Day for the consideration in detail (after *pro forma* amendments) of the bill was read.

CONSIDERATION IN DETAIL

Clauses 1 to 15 agreed to.

Clause 16.

The Attorney General moved,

Page 13, lines 26 and 27 – To delete “one month has” and substitute –
“ 2 months have ”.

Amendment put and passed.

Clause, as amended, agreed to.

Clauses 17 to 22 agreed to.

Clause 23.

The Attorney General moved,

Page 20, line 13 – To delete “one month has” and substitute –
“ 2 months have ”.

Amendment put and passed.

Clause, as amended, agreed to.

Clauses 24 to 35 agreed to.

Title agreed to.

Consideration in detail concluded.

Ordered, That the third reading of the bill be made an Order of the Day for the next sitting of the Assembly.

13. Questions

Questions without notice were taken.

Questions on notice Nos 1171 to 1183 were asked.

Questions on notice Nos 628, 854, 859, 861, 873, 874, 894, 910, 913, 926 and 1083 were answered.

14. Variation to the Order of Business

Ordered, That Government Business Order of the Day No. 2 be next considered.

15. Food Bill 2005

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 G.A. Woodhams speaking) and adjourned until a later stage of the sitting.

16. Variation to the Order of Business

Ordered, That Private Members’ Business Order of the Day No. 11, Private Members’ Business Notice of Motion No. 22 and Private Members’ Business Orders of the Day Nos 10 and 9 be next considered.

17. Electricity Corporations Amendment Bill 2006

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

Mr M.W. Trenorden moved, That the bill be now read a second time.

Mr M.P. Whitely moved, That the debate be adjourned.

Question put and passed.

18. Actual Government Spending in Accordance with Budget Estimates

Mr T.R. Buswell, pursuant to notice, moved,

That this House calls on the Treasurer to ensure that actual government spending is in accordance with budget estimates.

Debate ensued.

Question put.

The Assembly divided.

Ayes (18)

Mr C.J. Barnett	Mr R.F. Johnson	Dr S.C. Thomas
Mr T.R. Buswell	Mr J.E. McGrath	Mr M.W. Trenorden
Mr G.M. Castrilli	Mr D.T. Redman	Ms S.E. Walker
Mr M.J. Cowper	Mr A.J. Simpson	Mr G.A. Woodhams
Dr K.D. Hames	Mr G. Snook	Dr J.M. Woollard
Ms K. Hodson-Thomas	Mr T.R. Sprigg	Dr G.G. Jacobs (<i>Teller</i>)

Noes (25)

Mr P.W. Andrews	Mr J.A. McGinty	Mrs M.H. Roberts
Mr A.J. Carpenter	Mr M. McGowan	Mr T.G. Stephens
Dr J.M. Edwards	Mr A.D. McRae	Mr D.A. Templeman
Mrs D.J. Guise	Mr N.R. Marlborough	Mr P.B. Watson
Mr J.N. Hyde	Mrs C.A. Martin	Mr M.P. Whitely
Mr J.C. Kobelke	Mr M.P. Murray	Mr B.S. Wyatt
Mr R.C. Kucera	Ms M.M. Quirk	Mr S.R. Hill (<i>Teller</i>)
Mr F.M. Logan	Ms J.A. Radisich	
Ms A.J.G. MacTiernan	Mr E.S. Ripper	

Question thus negatived.

19. Consumer Affairs Amendment Bill 2006

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

Debate resumed.

Question put.

The Assembly divided.

Ayes (17)

Mr C.J. Barnett	Mr R.F. Johnson	Dr S.C. Thomas
Mr T.R. Buswell	Mr J.E. McGrath	Mr M.W. Trenorden
Mr G.M. Castrilli	Mr D.T. Redman	Mr G.A. Woodhams
Mr M.J. Cowper	Mr A.J. Simpson	Dr J.M. Woollard
Dr K.D. Hames	Mr G. Snook	Dr G.G. Jacobs (<i>Teller</i>)
Ms K. Hodson-Thomas	Mr T.R. Sprigg	

Noes (24)

Mr P.W. Andrews	Ms A.J.G. MacTiernan	Ms J.A. Radisich
Dr J.M. Edwards	Mr J.A. McGinty	Mr E.S. Ripper
Mrs D.J. Guise	Mr M. McGowan	Mrs M.H. Roberts
Mrs J. Hughes	Mr A.D. McRae	Mr T.G. Stephens
Mr J.N. Hyde	Mr N.R. Marlborough	Mr D.A. Templeman
Mr J.C. Kobelke	Mrs C.A. Martin	Mr M.P. Whitely
Mr R.C. Kucera	Mr M.P. Murray	Mr B.S. Wyatt
Mr F.M. Logan	Ms M.M. Quirk	Mr S.R. Hill (<i>Teller</i>)

Question thus negatived.

20. Inland Rural Communities Funding

The Order of the Day having been read for the resumption of debate on the motion moved by Mr T.K. Waldron,

That the Premier immediately boost State Government funding to inland rural communities experiencing an upsurge in land and housing inquiry and to immediately provide increased funding for –

- (a) the small towns sewerage and infill sewerage;
- (b) regional headworks;
- (c) safety upgrades on dangerous country roads;
- (d) upgrade of community and recreational amenities;
- (e) implementation of inland town desalination projects; and
- (f) rural towns promotional campaigns.

Debate resumed.

Debate interrupted by the Chair (the Minister for Planning and Infrastructure speaking) and adjourned until a later stage of the sitting.

21. Adjournment

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

Question put and passed.

The Assembly adjourned accordingly, at 7.00 p.m. until Thursday, 11 May 2006 at 9.00 a.m.

Members present during any part of the day's proceedings – All the members except Mr D.F. Barron-Sullivan, Mr M.J. Birney, Mr J.J.M. Bowler, Mr B.J. Grylls, Ms S.M. McHale, Mr A.P. O’Gorman, Mr J.R. Quigley and Mr T.K. Waldron.

PETER J. McHUGH
Clerk of the Legislative Assembly

HON. FRED RIEBELING
Speaker of the Legislative Assembly