

WESTERN AUSTRALIA

# LEGISLATIVE ASSEMBLY

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## VOTES AND PROCEEDINGS

No. 69

FIRST SESSION OF THE FORTY-FIRST PARLIAMENT

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WEDNESDAY, 11 MAY 2022

### 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. Papers

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

By the Clerk –

Corruption and Crime Commission – A report on the deployment of police dogs (1122).

Criminal Investigation (Covert Powers) Act 2012 – Annual Report 1 July 2020 – 30 June 2021 by the Corruption and Crime Commission: Western Australia Police Force (1123).

Electricity Corporations Act 2005 – Electricity (Standard Products) Wholesale Arrangements Amendment Instrument 2022 (1124).

Electricity Generation and Retail Corporation – Independent Auditor's Report 2021: Electricity Generation and Retail Corporation – Compliance with Electricity Corporations (Electricity Generation and Retail Corporation) Regulations 2013 (1125).

### 3. Notices of Motion

### 4. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Minister for Mines and Petroleum on the WA-Array passive seismic survey.

The Minister for Aboriginal Affairs on a payment to the Noongar Boodja Trust.

The Minister for Child Protection on the commencement of new child protection legislation.

The Minister for Child Protection on the State Government Response to the Commissioner for Children and Young People's Independent Review into the Department of Communities' Policies and Practices in the Placement of Children with Harmful Sexual Behaviours in Residential Care Settings.

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*Paper*

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

By the Minister for Child Protection –

Child Protection, Minister for – Western Australian State Government Response to the Independent Review into the Department of Communities’ Policies and Practices in the Placement of Children with Harmful Sexual Behaviours in Residential Care Settings (1126).

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The Minister for Health on International Day of the Midwife.

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

Ordered, That Government Business Notice of Motion No. 1 be next considered.

### **6. Suspension of Standing Orders – No Delay Between Stages**

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

That so much of the Standing Orders be suspended as is necessary to enable the *Planning and Development Amendment Bill 2022* to proceed through all remaining stages without delay between the stages.

Debate ensued.

Question put.

The Assembly divided.

#### **Ayes (34)**

Mr G. Baker  
Ms L.L. Baker  
Ms H.M. Beazley  
Dr A.D. Buti  
Mrs R.M.J. Clarke  
Ms C.M. Collins  
Ms D.G. D’Anna  
Mr M.J. Folkard  
Ms M.J. Hammat  
Ms J.L. Hanns  
Mr M. Hughes  
Mr W.J. Johnston

Mr P. Lilburne  
Ms S.F. McGurk  
Mr K.J.J. Michel  
Mr S.A. Millman  
Mr Y. Mubarakai  
Ms L.A. Munday  
Mrs L.M. O’Malley  
Mr S.J. Price  
Mr J.R. Quigley  
Ms R. Saffioti  
Ms A. Sanderson  
Mr D.A.E. Scaife

Ms J.J. Shaw  
Mrs J.M.C. Stojkovski  
Dr K. Stratton  
Mr C.J. Tallentire  
Mr D.A. Templeman  
Mr P.C. Tinley  
Ms C.M. Tonkin  
Mr R.R. Whitby  
Ms S.E. Winton  
Ms E.L. Hamilton (*Teller*)

#### **Noes (4)**

Mr V.A. Catania  
Dr D.J. Honey

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

Question thus passed.

## **7. Planning and Development Amendment Bill 2022**

The Minister for Planning, pursuant to the foregoing motion, moved,

That a bill for “An Act to amend the *Planning and Development Act 2005*.” be introduced and read a first time.

Question put and passed.

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

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

Debate ensued.

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

## **8. Speaker's Statement – Acting Speaker**

The Speaker advised that the member for Bateman had been released from the office of Acting Speaker, and that the member for Hillarys had been appointed as Acting Speaker for the remainder of the present session.

## **9. Questions**

Questions without Notice were taken.

Question on Notice No. 531 was asked.

## **10. Unanswered Questions on Notice**

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

Mr P.J. Rundle on behalf of Ms M.J. Davies – Questions on Notice Nos 383 to 385.

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

Ordered, That consideration of the Planning and Development Amendment Bill 2022 be resumed.

## **12. Planning and Development Amendment Bill 2022**

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.

## *CONSIDERATION IN DETAIL*

Clauses 1 to 11 agreed to.

Clause 12.

Debate interrupted by the Chair and adjourned until a later stage of the sitting.

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

Ordered, That Private Members’ Business Notice of Motion No. 11 be next considered.

#### 14. Essential Services and Infrastructure

Dr D.J. Honey, pursuant to notice, on behalf of Ms M.J. Davies, moved,

That this House condemns the McGowan Labor Government's failure to deliver essential services and infrastructure while accumulating a massive budget surplus.

Debate ensued.

Debate interrupted by the Chair (Ms S.E. Winton speaking) and adjourned until a later stage of the sitting.

#### 15. Variation to the Order of Business

Ordered, That consideration of the Planning and Development Amendment Bill 2022 be resumed.

#### 16. Planning and Development Amendment Bill 2022

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

#### *CONSIDERATION IN DETAIL*

Clauses 12 to 15 agreed to.

Title agreed to.

Consideration in detail concluded.

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

Debate ensued.

Question put.

The Assembly divided.

#### Ayes (30)

Mr G. Baker  
Ms L.L. Baker  
Ms H.M. Beazley  
Dr A.D. Buti  
Mr J.N. Carey  
Ms C.M. Collins  
Ms L. Dalton  
Ms D.G. D'Anna  
Mr M.J. Folkard  
Ms M.J. Hammat

Ms J.L. Hanns  
Mr T.J. Healy  
Mr M. Hughes  
Mr W.J. Johnston  
Mr P. Lilburne  
Ms S.F. McGurk  
Mrs L.M. O'Malley  
Mr S.J. Price  
Mr J.R. Quigley  
Ms R. Saffioti

Ms A. Sanderson  
Mr D.A.E. Scaife  
Ms J.J. Shaw  
Mrs J.M.C. Stojkovski  
Mr C.J. Tallentire  
Mr D.A. Templeman  
Ms C.M. Tonkin  
Mr R.R. Whitby  
Ms S.E. Winton  
Ms E.L. Hamilton (*Teller*)

#### Noes (3)

Dr D.J. Honey

Ms L. Mettam

Mr P.J. Rundle (*Teller*)

Question thus passed.

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

**17. Adjournment**

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

Question put and passed.

The Assembly adjourned accordingly at 7.15 pm until Thursday, 12 May 2022 at 9.00 am.

*Members present during any part of the day's proceedings* – All the members except Mr R.H. Cook, Ms M.J. Davies, Ms K.E. Giddens, Mr H.T. Jones, Mr D.J. Kelly, Ms E.J. Kelsbie, Ms A.E. Kent, Dr J. Krishnan, Mr R.S. Love, Mr D.R. Michael, Mr P. Papalia, Mr D.T. Punch, Ms M.M. Quirk, Ms C.M. Rowe and Ms R.S. Stephens.

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

**HON. MICHELLE H. ROBERTS**  
Speaker of the Legislative Assembly