

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 100

FIRST SESSION OF THE THIRTY-NINTH PARLIAMENT

THURSDAY, 11 SEPTEMBER 2014

1. Meeting of Assembly

The Assembly met at 9.00 a.m. pursuant to adjournment.

The Speaker took the Chair.

Prayers were read.

2. Petition

Gorgon Gas Project – Mr F.M. Logan presented a petition from 211 persons requesting that the Legislative Assembly acts to maximise the number of Australian jobs flowing from the Gorgon Gas Project by seeking the enforcement of section 15 of the Gorgon Gas Processing and Infrastructure Project Agreement (P. 167).

3. Papers

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

By the Clerk –

AQWEST – Statement of Corporate Intent 2014–2015 (1990).

Financial Management Act 2006 – Notice Given Under Section 82 of the Act from the Minister for Regional Development in Respect to Legislative Council Estimates and Financial Operations Committee Question on Notice No. B30 Supplementary Information (1991).

Official Travel – Report of Interstate and Overseas Travel Undertaken by Ministers, Parliamentary Secretaries and Government Officers on Official Business for the Three Months Ended 31 December 2013 (1992).

Water Corporation – Annual Report 2013–2014 (1993).

4. Notice of Motion

5. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Minister for Environment on the Bush Ranger Cadet Program.

The Minister for Transport on the establishment of the Southern Ports Authority.

6. Grievances

The Speaker called for grievances which were then made.

7. Procedure and Privileges Committee

Ms W.M. Duncan, as Deputy Speaker, presented the following report which was ordered to lie upon the Table of the House –

Procedure and Privileges Committee – Report on a Person Adversely Referred to in the Legislative Assembly – Mr Danne Forte, Report No. 7 (1994).

Ms W.M. Duncan moved, That the report be adopted.

Question put and passed.

8. Joint Standing Committee on Delegated Legislation

Mr P. Abetz, as Chairman, presented the following report which was ordered to lie upon the Table of the House –

Delegated Legislation, Joint Standing Committee on – Inquiry into Proposed Template Waste Local Law – Terms of Reference, Report 73 (1995).

9. Joint Standing Committee on Delegated Legislation

Mr P. Abetz, as Chairman, presented the following report which was ordered to lie upon the Table of the House –

Delegated Legislation, Joint Standing Committee on – Inquiry into Access to Australian Standards Adopted in Delegated Legislation – Terms of Reference, Report 74 (1996).

10. Joint Standing Committee on the Corruption and Crime Commission

Mr P.B. Watson, as Deputy Chairman, 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 2013–2014, Report No. 17 (1997).

11. Associations Incorporation Bill 2014

The Parliamentary Secretary to the Minister for Commerce, pursuant to notice, moved,

That a bill for “An Act to –

- establish a scheme for the incorporation of associations;
- make provision for corporate governance, financial accountability and matters relating to the rules and membership of incorporated associations;
- repeal the *Associations Incorporation Act 1987*;
- make provision for related matters.” be introduced and read a first time.

Question put and passed.

The Parliamentary Secretary to the Minister for Commerce presented an explanatory memorandum and bill read a first time.

The Parliamentary Secretary to the Minister for Commerce moved, That the bill be now read a second time.

Mr D.A. Templeman moved, That the debate be adjourned.

Question put and passed.

12. Local Government Amendment (Regional Subsidiaries) Bill 2014

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

That so much of standing orders be suspended as is necessary to enable the member for Moore to move the second reading of the Local Government Amendment (Regional Subsidiaries) Bill 2014, during the time allocated for government business on Thursday, 11 September 2014.

Debate ensued.

Question put and passed.

13. Criminal Investigation Amendment Bill 2014

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 Acting Minister for Police 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. Declared Places (Mentally Impaired Accused) Bill 2013

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

CONSIDERATION IN DETAIL

Clauses 5 to 23 agreed to.

Clause 24.

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

15. Members' Statements

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

16. Distinguished Visitor

The Speaker noted the presence in the Speaker's Gallery of Mr Hilik Bar, Deputy Speaker of the Knesset, Israel.

17. Questions

Questions without Notice were taken.

Suspension of Member

The Speaker, having called Mr M. McGowan to order more than three times, suspended the member from the service of the Assembly for the remainder of the sitting.

Questions on Notice Nos 2924 to 2933 were asked.

Questions on Notice Nos 2712, 2722, 2724, 2735, 2739, 2741 and 2748 were answered.

Paper tabled by the Minister for Regional Development; Lands Minister Assisting the Minister for State Development –

Question on Notice No. 2712 – The Minister's Use of Ministerial Air Charter Services for the Period Since 21 February 2014 (1998).

Paper tabled by the Minister for Environment; Heritage –

Question on Notice No. 2724 – The Minister's Use of Ministerial Air Charter Services for the Period Since 21 February 2014 (1999).

Paper tabled by the Minister Representing the Minister for Agriculture and Food; Fisheries –

Question on Notice No. 2722 – The Minister's Use of Ministerial Air Charter Services for the Period Since 21 February 2014 (2000).

18. Variation to the Order of Business

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

19. Declared Places (Mentally Impaired Accused) Bill 2013

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

CONSIDERATION IN DETAIL

Clause 24.

Suspension of Standing Orders

Mrs M.H. Roberts, 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 calls on the Speaker to conduct the business of the House in such a way that it is fair and even-handed to both sides of the House.

Debate ensued.

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

“

, subject to the debate being limited to 10 minutes for government members and 10 minutes for non-government members.

”.

Amendment put and passed.

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

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

The Speaker's Conduct of the Business of the House

Mrs M.H. Roberts, pursuant to the foregoing motion, moved,

That this House calls on the Speaker to conduct the business of the House in such a way that it is fair and even-handed to both sides of the House.

Debate ensued.

Question put.

The Assembly divided.

Ayes (17)

Ms L.L. Baker
 Dr A.D. Buti
 Mr R.H. Cook
 Ms J. Farrer
 Mr W.J. Johnston
 Mr D.J. Kelly

Mr F.M. Logan
 Mr M.P. Murray
 Mr P. Papalia
 Mr J.R. Quigley
 Ms M.M. Quirk
 Mrs M.H. Roberts

Ms R. Saffioti
 Mr C.J. Tallentire
 Mr P.B. Watson
 Mr B.S. Wyatt
 Mr D.A. Templeman (*Teller*)

Noes (32)

Mr P. Abetz
 Mr F.A. Alban
 Mr C.J. Barnett
 Mr I.C. Blayney
 Mr I.M. Britza
 Mr G.M. Castrilli
 Mr V.A. Catania
 Mr M.J. Cowper
 Ms M.J. Davies
 Mr J.H.D. Day
 Ms W.M. Duncan

Ms E. Evangel
 Mr J.M. Francis
 Mrs G.J. Godfrey
 Dr K.D. Hames
 Mr C.D. Hatton
 Mr A.P. Jacob
 Dr G.G. Jacobs
 Mr S.K. L'Estrange
 Mr R.S. Love
 Mr W.R. Marmion
 Mr J.E. McGrath

Mr P.T. Miles
 Ms A.R. Mitchell
 Mr N.W. Morton
 Mr D.C. Nalder
 Mr J. Norberger
 Mr D.T. Redman
 Mr A.J. Simpson
 Mr M.H. Taylor
 Mr T.K. Waldron
 Mr A. Krsticevic (*Teller*)

Question thus negatived.

Clauses 24 to 47 agreed to.

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

Question put and passed.

20. Variation to the Order of Business

Ordered, That Private Members' Business Order of the Day No. 16 be next considered.

21. Local Government Amendment (Regional Subsidiaries) Bill 2014

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

Mr S. Love moved, That the bill be now read a second time.

Dr A.D. Buti moved, That the debate be adjourned.

Question put and passed.

22. Adjournment

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

Question put and passed.

The Assembly adjourned accordingly at 5.03 p.m. until Tuesday, 16 September 2014 at 2.00 p.m.

Members present during any part of the day's proceedings – All the members except Mrs L.M. Harvey and Dr M.D. Nahan.

PETER J. McHUGH
 Clerk of the Legislative Assembly

HON. MICHAEL SUTHERLAND
 Speaker of the Legislative Assembly