

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 102

FIRST SESSION OF THE THIRTY-NINTH PARLIAMENT

WEDNESDAY, 17 SEPTEMBER 2014

1. Meeting of Assembly

The Assembly met at 12.00 noon pursuant to adjournment.

The Speaker took the Chair.

Prayers were read.

2. Petitions

Murdoch University, Rockingham Campus – Petitions requesting that the Legislative Assembly calls on the Barnett Government to demand that the Abbott Liberal Government provides funds to ensure Murdoch University runs courses at its Rockingham campus and, if the Abbott Government refuses, that the Barnett Government takes action to ensure that the Rockingham campus continues to provide university education were presented by –

Mr M. McGowan from 180 persons (P. 169); and

Mr P. Papalia from 15 persons (P. 170).

3. Paper

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

By the Clerk –

Western Australian Coastal Shipping Commission – Annual Report 2013–2014 (2032).

4. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Minister for Energy on a launch of a public awareness campaign regarding privately owned power poles and lines.

The Minister for Environment on the re-appointment of Ms Elizabeth Carr and the new appointment of Dr Tom Hatton to the Environmental Protection Authority Board.

5. Rail Safety National Law (WA) Bill 2014

The Minister for Transport, pursuant to notice, moved,

That a bill for “An Act to –

- provide for a national scheme regarding the regulation of rail safety; and
- repeal the *Rail Safety Act 2010*; and
- make consequential amendments to various other Acts,

and for related purposes.” be introduced and read a first time.

Question put and passed.

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

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

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

Question put and passed.

6. Environmental Protection Amendment (Validation) Bill 2014

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

CONSIDERATION IN DETAIL

Clause 3 agreed to.

Clause 4.

Mr C.J. Tallentire moved,

Page 5, after line 6 – To insert:

“

- (4A) (1) The Minister must cause a report to be laid before each House of Parliament on any project that has received validation under this section.
- (2) The report is to include –
 - (a) the name of the project;
 - (b) the Authority's report and recommendations; and
 - (c) an explanation as to why the validation is required, including the names of any Authority members who have a conflict of interest and the nature of that conflict.
- (3) If, when a copy of a report mentioned in subsection (1) is to be laid before each House of Parliament and a House of Parliament is not sitting, the Minister must transmit a copy of the report to the Clerk of that House.
- (4) A copy of a report transmitted to the Clerk of a House is to be regarded as having been laid before that House.
- (5) The laying of a copy of a report that is regarded as having occurred under subsection (4) is to be recorded in the Minutes, or Votes and Proceedings, of the House on the first sitting day of the House after the Clerk received the copy.

”.

Amendment put.

The Assembly divided.

Ayes (19)

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

Mr F.M. Logan
Mr M. McGowan
Ms S.F. McGurk
Mr M.P. Murray
Mr P. Papalia
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 (33)

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 R.F. Johnson
Mr S.K. L'Estrange
Mr R.S. Love
Mr W.R. Marmion

Mr J.E. McGrath
Mr P.T. Miles
Mr N.W. Morton
Dr M.D. Nahan
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*)

Amendment thus negatived.

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

7. Questions

Questions without Notice were taken.

Questions on Notice Nos 2934 to 2947 were asked.

Questions on Notice Nos 2678, 2686, 2690, 2700 to 2703, 2713, 2717, 2719, 2734, 2736, 2752, 2762, 2766 to 2768 and 2771 were answered.

Paper tabled by the Minister for Transport; Finance –

Question on Notice No. 2719 – Details of Ministerial Air Charter Services for the Period 21 February 2014 to 31 July 2014 (2033).

Papers tabled by the Minister Representing the Minister for Education; Aboriginal Affairs; Electoral Affairs –

Question on Notice No. 2713 – Details of Ministerial Air Charter Services for the Period 21 February 2014 to 31 July 2014 (2034).

Question on Notice No. 2686 – Details of Gifts and Hospitality Accepted by Departments and Agencies in the Minister's Portfolio (2035).

Paper tabled by the Minister Representing the Minister for Health; Disability Services; Child Protection –

Question on Notice No. 2717 – Details of Ministerial Air Charter Services for the Period 21 February 2014 to 31 July 2014 (2036).

8. Personal Explanation

The Minister for Health made a personal explanation on his upcoming heart surgery procedure.

9. Variation to the Order of Business

Ordered, That consideration of Government Business Order of the Day No. 1 be resumed.

10. Environmental Protection Amendment (Validation) Bill 2014

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

CONSIDERATION IN DETAIL

On clause 4.

Mr C.J. Tallentire moved,

Page 6, after line 11 – To insert:

“

- (2) Section 136 does not apply to the report and recommendations of the Environmental Protection Authority on Roe Highway Stage 8 extension (Report 1489, September 2013).

”.

Amendment put.

The Assembly divided.

Ayes (19)

Ms L.L. Baker
Dr A.D. Buti
Mr R.H. Cook
Ms J.M. Freeman
Mr W.J. Johnston
Mr D.J. Kelly
Mr F.M. Logan

Mr M. McGowan
Ms S.F. McGurk
Mr M.P. Murray
Mr P. Papalia
Mr J.R. Quigley
Ms M.M. Quirk
Ms R. Saffioti

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

Noes (31)

Mr P. Abetz
Mr F.A. Alban
Mr C.J. Barnett
Mr I.C. Blayney
Mr I.M. Britza
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 R.F. Johnson
Mr S.K. L'Estrange
Mr R.S. Love
Mr W.R. Marmion
Mr P.T. Miles

Mr N.W. Morton
Dr M.D. Nahan
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*)

Amendment thus negatived.

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

11. Variation to the Order of Business

Ordered, That Private Members' Business Notices of Motion Nos 22, 12 and 21 be next considered.

12. Kimberley Juvenile Justice Report

Ms J. Farrer, pursuant to notice, moved,

That this House calls on the Government to adopt the Kimberley Juvenile Justice Report and implement its recommendations.

Debate ensued.

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

Question put and passed.

13. Public Secondary Schools

Dr A.D. Buti, pursuant to notice, moved,

That this House condemns the Barnett Government's decision to rip yet more money from public secondary schools.

Debate ensued.

Debate interrupted by the Chair (Mr C.D. Hatton speaking) and adjourned until a later stage of the sitting.

14. Message from the Administrator

Message No. 20 from the Administrator was reported recommending that appropriations be made for the purposes of the Rail Safety National Law (WA) Bill 2014.

15. 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, 18 September 2014 at 9.00 a.m.

Members present during any part of the day's proceedings – All the members except Mr B.J. Grylls, Mrs L.M. Harvey and Ms A.R. Mitchell.

PETER J. McHUGH
Clerk of the Legislative Assembly

HON. MICHAEL SUTHERLAND
Speaker of the Legislative Assembly