

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 98

FIRST SESSION OF THE THIRTY-NINTH PARLIAMENT

TUESDAY, 9 SEPTEMBER 2014

1. Meeting of Assembly

The Assembly met at 2.00 p.m. pursuant to adjournment.

The Speaker took the Chair.

Prayers were read.

2. Resignation of the Member for Vasse

The Speaker advised members that he had received the resignation of The Hon Mr T.R. Buswell as member for the Electoral District of Vasse on 3 September 2014 in the following terms –

“3 September 2014

Dear Speaker,

I write to inform you of my decision to resign as the Member for Vasse, as required by Section 25 of the *Constitution Acts Amendment Act 1899*.

Could I ask that you extend my thanks and appreciation to the Parliamentary staff for all they have done to support me and my work as a Parliamentarian since my election in 2005.

Can I also extend my appreciation to my Parliamentary colleagues for their companionship on what has at times been a very interesting journey, but particularly to those members from both sides of the House who have offered their support and friendship to me over the last six months.

As we all know life as a Member of Parliament is not without its challenges, but ultimately we are extended an incredible privilege by the people we represent when they elect us to serve in the Parliament on their behalf.

Mr Speaker, I wish you and all Members all the very best in the service of their communities and the delivery of good governance to the great state of Western Australia.

Yours sincerely,

Troy Buswell

Member for Vasse.”

3. **Speaker's Statement – Amended Seating Plan**

The Speaker advised members that he had approved an amended seating plan for the government side of the House.

4. **Brief Ministerial Statements**

Brief Ministerial Statements were made by –

The Leader of the House presenting the 2015 Parliamentary sitting dates.

Paper

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

By the Leader of the House –

Leader of the House – Parliament of Western Australia: 2015 Sitting Dates (1984).

The Minister for Sport and Recreation on his trip to Broome and the launch of an online learning module for Epilepsy Australia entitled 'Yarning Epilepsy'.

The Parliamentary Secretary to the Minister for Child Protection on National Child Protection Week and International Foetal Alcohol Spectrum Disorders (FASD) Day.

5. **Distinguished Visitors**

The Speaker noted the presence in the Speaker's Gallery of Australian executives from the Itochu Corporation of Japan.

6. **Questions**

Questions without Notice were taken.

Questions on Notice Nos 2798 to 2870 were asked.

Questions on Notice Nos 2562, 2740, 2749, 2760, 2763, 2764 and 2786 were answered.

7. **Petitions**

Goods and Services Tax – Mrs G. Godfrey presented a petition from 21 persons requesting that the Legislative Assembly calls on the Treasurer to agree to lowering the GST threshold on imported goods to zero and to encourage the federal government to impose on the public the same customs clearance and import declaration fees that businesses in Australia already pay on these imported orders (P. 159).

Motorcycling Western Australia – Mr M.J. Cowper presented a petition from 173 persons requesting that the Legislative Assembly supports the campaign for the Government to invest in Motorcycling Western Australia's plan to purchase land and establish a multi-function ride facility near Pinjarra as a home for motorcycling in Western Australia (P. 160).

8. **Papers**

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

By the Clerk –

Cat Act 2011 – Local Laws (Shire of Dardanup Keeping and Control of Cats Local Law 2014 G.G. 22/08/2014) (1960).

Coal Miners' Welfare Board of Western Australia, The – Annual Report 2013–2014 (1981).

Conservation and Land Management Act 1984 – Lease No. 2334/97 Between the Department of Parks and Wildlife and Revolutionary Engineering Design as Trustee for the Burns Barber Family Trust for the Purpose of a Dam Site for Domestic Water Consumption Within a Portion of State Forest No. 20 (1961).

Criminal Investigation (Covert Powers) Act 2012 – Annual Report Pursuant to Section 103 of the Act with Regard to Witness Identity Protection Certificates 2013–2014 (1962).

Criminal Investigation (Covert Powers) Act 2012 – Regulations (Criminal Investigation (Covert Powers) Amendment Regulations 2014 G.G. 19/08/2014) (1963).

Criminal Investigation (Covert Powers) Act 2012 – Annual Report Pursuant to Section 103 of the Act with Regard to Witness Identity Protection Certificates 1 March 2013 to 30 June 2013 (1964).

Dog Act 1976 – Local Laws (Shire of Dardanup Dogs Local Law 2014 G.G. 22/08/2014) (1965).

Energy Operators (Powers) Act 1979 – By-laws (Energy Operators (Electricity Generation and Retail Corporation) (Charges) Amendment By-laws (No. 2) 2014 G.G. 22/08/2014) (1966).

Energy Operators (Powers) Act 1979 – By-laws (Energy Operators (Regional Power Corporation) (Charges) Amendment By-laws (No. 2) 2014 G.G. 22/08/2014) (1967).

Environmental Protection Act 1986 – Regulations (Environmental Protection (Goldfields Residential Areas) (Sulfur Dioxide) Amendment Regulations 2014 G.G. 22/08/2014) (1968).

Environmental Protection Act 1986 – Regulations (Environmental Protection (Kwinana) (Atmospheric Wastes) Amendment Regulations 2014 G.G. 22/08/2014) (1969).

Fish Resources Management Act 1994 – Management Plans (Shark Bay Crab Fishery (Interim) Management Plan Amendment 2014 [1203] G.G. 26/08/2014) (1971).

Fish Resources Management Act 1994 – Orders (Recreational Fishing (Permitted Fishing Methods) Revocation Order 2014 [1204] G.G. 26/08/2014) (1970).

Fish Resources Management Act 1994 – Regulations (Fish Resources Management Amendment Regulations (No. 4) 2014 G.G. 26/08/2014) (1972).

Local Government Act 1995 – Local Laws (Shire of Laverton Fencing Amendment Local Law 2014 G.G. 2/09/2014) (1973).

Local Government Standards Panel – Annual Report 2013–2014 (1974).

Port Authorities Act 1999 – Regulations (Port Authorities Amendment Regulations (No. 4) 2014 G.G. 5/09/2014) (1975).

Public Sector Management Act 1994 – Regulations (Public Sector Management (General) Amendment Regulations 2014 G.G. 19/08/2014) (1976).

School Curriculum and Standards Authority Act 1997 – Regulations (School Curriculum and Standards Authority Amendment Regulations 2014 G.G. 26/08/2014) (1977).

Shipping and Pilotage Act 1967 – Regulations (Shipping and Pilotage (Ports and Harbours) Amendment Regulations (No. 3) 2014 G.G. 5/09/2014) (1978).

Surveillance Devices Act 1998 – Annual Report Pursuant to Section 43 of the Act 2013–2014 (1979).

Terrorism (Extraordinary Powers) Act 2005 – Annual Report Pursuant to Section 30 of the Act 2013–2014 (1980).

University of Western Australia Act 1911 – By-laws (University of Western Australia Lands By-laws Amendment 2014 G.G. 26/08/2014) (1982).

Western Australian Meat Industry Authority Act 1976 – Regulations (Western Australian Meat Industry Authority Amendment Regulations (No. 3) 2014 G.G. 3/09/2014) (1983).

9. Notices of Motion

10. Notices of Motion Lapsed

The Speaker advised that Private Members' Business Notices of Motion Nos 1 to 8 had lapsed and, unless the members indicated otherwise, would be removed from the Notice Paper.

11. Expiration of Notice of Motion

The Speaker advised members that Private Members' Business Notice of Motion No. 9, notice of which was given on 15 October 2013 and renewed for a further 30 sitting days on 18 March 2014, would be removed and would not appear on the next Notice Paper.

12. Matter of Public Interest – State Finances

The Speaker informed the Assembly that he was in receipt of a notice from Mr B.S. Wyatt that he intended to move a motion on a matter of public interest.

At least five members having risen in support,

Mr B.S. Wyatt moved,

That this House has no confidence in the Barnett Government's stewardship of the State's finances and deplores its loss of the AAA credit rating.

Debate ensued.

Paper

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

By the Treasurer –

Treasurer – GST Western Australia – Comparison and Contribution Table (1985).

Question put.

The Assembly divided.

Ayes (20)

Ms L.L. Baker	Mr F.M. Logan	Ms R. Saffioti
Dr A.D. Buti	Mr M. McGowan	Mr C.J. Tallentire
Mr R.H. Cook	Ms S.F. McGurk	Mr P.C. Tinley
Ms J. Farrer	Mr P. Papalia	Mr P.B. Watson
Ms J.M. Freeman	Mr J.R. Quigley	Mr B.S. Wyatt
Mr W.J. Johnston	Ms M.M. Quirk	Mr D.A. Templeman (<i>Teller</i>)
Mr D.J. Kelly	Mrs M.H. Roberts	

Noes (35)

Mr P. Abetz	Mr J.M. Francis	Mr P.T. Miles
Mr F.A. Alban	Mrs G.J. Godfrey	Ms A.R. Mitchell
Mr C.J. Barnett	Mr B.J. Grylls	Mr N.W. Morton
Mr I.C. Blayney	Dr K.D. Hames	Dr M.D. Nahan
Mr I.M. Britza	Mr C.D. Hatton	Mr D.C. Nalder
Mr G.M. Castrilli	Mr A.P. Jacob	Mr J. Norberger
Mr V.A. Catania	Dr G.G. Jacobs	Mr D.T. Redman
Mr M.J. Cowper	Mr R.F. Johnson	Mr A.J. Simpson
Ms M.J. Davies	Mr S.K. L'Estrange	Mr M.H. Taylor
Mr J.H.D. Day	Mr R.S. Love	Mr T.K. Waldron
Ms W.M. Duncan	Mr W.R. Marmion	Mr A. Krsticevic (<i>Teller</i>)
Ms E. Evangel	Mr J.E. McGrath	

Question thus negatived.

13. Messages from the Administrator

Messages from the Administrator were reported assenting to the following bills –

No. 21 –

Appropriation (Consolidated Account) Recurrent 2014-15 Bill 2014, Act No. 19 of 2014.

Appropriation (Consolidated Account) Capital 2014-15 Bill 2014, Act No. 20 of 2014.

No. 22 – 29 August 2014

Travel Agents Amendment and Expiry Bill 2014, Act No. 21 of 2014.

Unclaimed Money (Superannuation and RSA Providers) Amendment and Expiry Bill 2013, Act No. 22 of 2014.

14. Mines Safety and Inspection 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.

Dr A.D. Buti was granted leave to continue his remarks at a later stage of the sitting.

15. Variation to the Order of Business

Ordered, That Government Business Order of the Day No. 3 be next considered.

16. Alcohol and Drug Authority 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.

Suspension of Member

The Acting Speaker, having called Mrs M.H. Roberts to order more than three times, suspended the member from the service of the Assembly for the remainder of the sitting.

Question put and passed.

Bill read a second time.

Ordered, That the consideration in detail of the bill be made an Order of the Day for the next sitting of the Assembly.

17. Adjournment

The Premier moved, That the House do now adjourn.

Question put and passed.

The Assembly adjourned accordingly at 10.16 p.m. until Wednesday, 10 September 2014 at 12.00 noon.

Members present during any part of the day's proceedings – All the members except Mrs L.M. Harvey and Mr M.P. Murray.

PETER J. McHUGH
Clerk of the Legislative Assembly

HON. MICHAEL SUTHERLAND
Speaker of the Legislative Assembly