

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 103

FIRST SESSION OF THE THIRTY-NINTH PARLIAMENT

THURSDAY, 18 SEPTEMBER 2014

1. Meeting of Assembly

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

The Deputy Speaker took the Chair.

Prayers were read.

2. Petitions

Swan River – Ms L.L. Baker presented a petition from 1 person requesting that the Legislative Assembly allocates more funds to the protection of the Swan River (P. 171).

Parking Fees at Transperth Car Parks – Ms L.L. Baker presented a petition from 1 person requesting that the Legislative Assembly abolishes the mandatory parking fee at Transperth car parks for pensioners and other concession card holders (P. 172).

Swan River Trust – Ms L.L. Baker presented a petition from 1 person requesting that the Legislative Assembly reinstates the Swan River Trust as the managing body tasked with looking after rivers (P. 173).

Butler Railway Line – Mr J.R. Quigley presented a petition from 178 persons requesting that the Legislative Assembly takes remedial action to protect the health and homes of those people living near the Butler extension train line who are being adversely affected due to the Public Transport Authority's failure to lay anti-vibration matting under the ballast where the rail line runs in that vicinity (P. 174).

3. Papers

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

By the Clerk –

Albany Port Authority – Annual Report 2013–2014 (2037).

Bunbury Port Authority – Annual Report 2013–2014 (2038).

Fremantle Port Authority – Annual Report 2013–2014 (2039).

Land Administration Act 1997 – Proposal No. 6/2014 Under Section 45(4) of the Act for the Excision of Land From Class A Reserve 47956 for Road Dedication to Facilitate the Construction of a Bypass Road Around Margaret River (2040).

Perth Market Authority – Annual Report 2013–2014 (2041).

4. Notices of Motion Lapsed

The Deputy Speaker advised that Private Members' Business Notices of Motion Nos 2 and 3 had lapsed and, unless the member indicated otherwise, would be removed from the Notice Paper.

5. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Minister for Heritage on the transformation strategy planned for the Sunset Heritage Precinct.

The Minister for Housing on the success of the Department of Housing at the 2014 Urban Development Institute of Australia WA Awards for Excellence.

The Minister for Transport on his visit to the Kimberley region.

6. Grievances

The Deputy Speaker called for grievances which were then made.

Paper

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

By the Minister for Local Government –

Local Government, Minister for – Best Practice Guideline on the Identification, Investigation and Handling of Nuisance Dogs (2042).

7. 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 – Identifying a Systemic Issue Arising Out of Nine Court and Tribunal Instruments, Report 75 (2043).

8. Public Accounts Committee

Mr S. L'Estrange, as Chairman, presented the following report which was ordered to lie upon the Table of the House –

Public Accounts Committee – Annual Report 2013–2014, Report No. 7 (2044).

9. Community Development and Justice Standing Committee

Ms M.M. Quirk, as Chairman, presented the following report which was ordered to lie upon the Table of the House –

Community Development and Justice Standing Committee – Annual Report 2013–2014, Report No. 6 (2045).

Mr M.P. Murray and Dr A.D. Buti spoke on the report.

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.

Clause agreed to.

Title agreed to.

Consideration in detail concluded.

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

Debate ensued.

Question put and passed.

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

11. Mandatory Testing (Infectious Diseases) Bill 2014

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 (Mrs M.H. Roberts speaking) and adjourned until a later stage of the sitting.

12. Members' Statements

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

13. Speaker's Statement – Issue of Writ – Electoral District of Vasse

The Speaker advised members that in accordance with section 67 of the *Electoral Act 1907* he had today issued a writ directing the Electoral Commissioner to proceed with an election in the Electoral District of Vasse. The writ listed the following dates for the purpose of the election –

Last day for the nomination of candidates:	Friday, 26 September 2014
Polling day:	Saturday, 18 October 2014
Last day for the return of the writ:	Wednesday, 17 December 2014

14. Questions

Questions without Notice were taken.

Questions on Notice Nos 2948 to 3003 were asked.

15. Additional Information

The Minister for Regional Development provided additional information relating to Question without Notice No. 709 from Ms R. Saffioti.

The Minister for Corrective Services provided additional information relating to Question without Notice No. 700 from Mr P. Papalia.

Paper

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

By the Minister for Corrective Services –

Corrective Services, Minister for – Dangerous Sex Offenders: Breaches of Supervision (2046).

16. Variation to the Order of Business

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

17. Mandatory Testing (Infectious Diseases) 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.

18. Variation to the Order of Business

Ordered, That Government Business Order of the Day No. 4 be next considered.

19. Alcohol and Drug Authority Amendment Bill 2014

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

CONSIDERATION IN DETAIL

On clause 1.

Clause agreed to.

Clauses 2 to 6 agreed to.

Clause 7.

Mr R.H. Cook moved,

Page 4, line 21 – To insert after “Act”:

“

, and which shall be known as the Mental Health and Alcohol and Other Drugs Commission

”.

Amendment put and negatived.

Clause agreed to.

Clause 8.

The Premier moved,

Page 10, line 32 – To insert after “which”:

“ the use of ”.

Amendment put and passed.

Clause, as amended, agreed to.

Clauses 9 to 13 agreed to.

New Clause 13A.

The Premier moved,

Page 35, after line 1 – To insert:

“

13A. Constitution Acts Amendment Act 1899 amended

(1) This section amends the *Constitution Acts Amendment Act 1899*.

(2) In Schedule V Part 2 Division 2 delete “*Act 1951*, or the Western Australian Alcohol and Drug Authority established under the *Alcohol and Drug Authority Act 1974*.” and insert:

Act 1951.

”.

New clause agreed to.

Clauses 14 to 17 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.

20. Adjournment

The Premier moved, That the House do now adjourn.

Question put and passed.

The Assembly adjourned accordingly at 4.17 p.m. until Tuesday, 23 September 2014 at 2.00 p.m.

Members present during any part of the day's proceedings – All the members except Mr I.C. Blayney, Ms M. Davies, Ms J. Farrer, Mrs L.M. Harvey, Mr S. Love and Dr M.D. Nahan.

PETER J. McHUGH
Clerk of the Legislative Assembly

HON. MICHAEL SUTHERLAND
Speaker of the Legislative Assembly