

WESTERN AUSTRALIA

# LEGISLATIVE ASSEMBLY

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## VOTES AND PROCEEDINGS

No. 110

FIRST SESSION OF THE THIRTY-NINTH PARLIAMENT

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TUESDAY, 21 OCTOBER 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. Speaker's Statement – Perth Heritage Days and Proclamation Day**

The Speaker advised members that Parliament House opened on Sunday, 19 October 2014 for Perth Heritage Days, commemorating the 100th anniversary of World War One and the 75th anniversary of World War Two.

The Speaker also noted that this day, 21 October 2014, was the anniversary of Proclamation Day, a day of huge celebration in 1890 when the Western Australian Constitution was proclaimed in a very colourfully decorated Perth, with the proclamation being read by the Acting Chief Justice, Sir Henry Wrensfordsley.

**3. Suspension of Standing Orders**

The Premier, without notice, moved, That so much of the Standing Orders be suspended as is necessary to enable statements to be made by the Premier, Leader of the Opposition and other members to mark the passing of former Prime Minister Gough Whitlam.

Question put.

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

**4. Statements on the Passing of Former Prime Minister Gough Whitlam**

Pursuant to the foregoing motion, statements were made by Mr C.J. Barnett, Mr M. McGowan, Mr D.T. Redman, Mr I.M. Britza, Mr R.H. Cook, Mr W.J. Johnston, Mr D.J. Kelly, Mr D.A. Templeman, Ms R. Saffioti, Ms M.M. Quirk, Mr C.J. Tallentire, Dr A.D. Buti, Mr P.C. Tinley, Mr P.B. Watson and Ms J.M. Freeman.

Statements concluded with members and officers of the Assembly standing in their places as a mark of respect.

## 5. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Minister for Culture and the Arts on the ‘Arts and Edges’ Regional Arts Australia Summit held in Kalgoorlie-Boulder from 16 to 19 October 2014.

The Minister for Environment on the 2014 Kings Park Festival.

The Parliamentary Secretary to the Minister for Mental Health on the passage of the Mental Health Bill 2013.

## 6. Questions

Questions without Notice were taken.

Questions on Notice Nos 3063 to 3088 were asked.

Questions on Notice Nos 2799, 2940, 2941, 2943, 2947, 2949 to 2953, 2955, 2957, 2959 to 2964, 2966 to 2970, 2972, 2974, 2976 to 2981, 2983, 2990, 2995 to 2997 and 2999 to 3003 were answered.

Paper tabled by the Minister Representing the Minister for Education –

Question on Notice No. 2799 – Building Condition Assessments for Certain Schools in the Mirrabooka Electorate (2315).

Paper tabled by the Deputy Premier; Minister for Health; Training and Workforce Development –

Question on Notice No. 2799 – Details of Promotional Paraphernalia Produced by Departments or Agencies under the Minister’s Portfolio (2316).

## 7. Petitions

Funding and Staff Cuts in Western Australian Schools – Mr C.J. Tallentire presented a petition from 29 persons requesting that the Legislative Assembly calls upon the Barnett Government to protect schools and students in Western Australia from budget cuts (P. 179).

Thornlie Train Line – Mr C.J. Tallentire presented a petition from 51 persons requesting that the Legislative Assembly calls upon the Barnett Government to embrace the extension of the Thornlie Train Line and fund urgent planning work without delay (P. 180).

Seniors’ Concessions and Rebates – Mr C.J. Tallentire presented a petition from 32 persons requesting that the Legislative Assembly presses the State Government to step away from further attacks on senior concessions and rebates and to consider the impact of such policy shifts on older people (P. 181).

Uranium Mining in Western Australia – Mr C.J. Tallentire presented a petition from 535 persons requesting that the Legislative Assembly recognises the risk posed by uranium mining and reinstate the ban on uranium mining in Western Australia (P. 182).

Climate Change – Petitions requesting that the Legislative Assembly commits to keeping the global temperature rise under the safe level of 2 degrees celsius by shifting to 100 per cent clean energy, and also to urgently forge global, national and local agreements and plans to achieve this were presented by –

Mr W.J. Johnston from 1 person (P. 183); and

Mr J.E. McGrath from 3 persons (P. 184).

Indian Palm Squirrel – Mr J.E. McGrath presented a petition from 4 persons requesting that the Legislative Assembly agrees that total eradication of the Indian Palm Squirrel is genocide and must stop and that the squirrel is entitled to live in harmony as we and other animals do in this environment (P. 185).

Bus Route 482 – Mr J.R. Quigley presented a petition from 52 persons requesting that the Legislative Assembly diverts bus route 482 from Barquentine Avenue to Jindalee Boulevard en route to Butler Station (P. 186).

## 8. Papers

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

By the Clerk –

Cemeteries Act 1986 – Local Laws (Shire of Kellerberrin Cemeteries Local Law 2014 G.G. 15/10/2014) (2306).

Legal Aid Western Australia – Annual Report 2013–2014 (2307).

Local Government Act 1995 – Local Laws (City of Bayswater Keeping and Control of Cats Local Law 2014 G.G. 17/10/2014) (2308).

Local Government Act 1995 – Local Laws (Shire of Kellerberrin Activities on Thoroughfares and Trading in Thoroughfares and Public Places Local Law 2014 G.G. 15/10/2014) (2309).

Local Government Act 1995 – Local Laws (Shire of Kellerberrin Fencing Local Law 2014 G.G. 15/10/2014) (2310).

Local Government Act 1995 – Local Laws (Shire of Kellerberrin Local Government (Council Meetings) Local Law 2014 G.G. 15/10/2014) (2311).

Water Services Act 2012 – Regulations (Water Services (Water Corporations Charges) Amendment Regulations (No. 2) 2014 G.G. 15/10/2014) (2312).

Water Services Act 2012 – Regulations (Water Services Amendment Regulations (No. 3) 2014 G.G. 15/10/2014) (2313).

Workers' Compensation and Injury Management Act 1981 – Regulations (Workers' Compensation and Injury Management (Scales of Fees) Amendment Regulations 2014 G.G. 17/10/2014) (2314).

## 9. Matter of Public Interest – Council Amalgamations

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

At least five members having risen in support,

Mr M. McGowan moved,

That this House calls on the Barnett Government to guarantee that there will be no forced council amalgamations in the metropolitan area or regional WA.

Debate ensued.

Question put and passed.

## 10. Road Traffic Amendment (Alcohol Interlocks and Other Matters) Bill 2014

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

### *CONSIDERATION IN DETAIL*

Clauses 6 to 11 agreed to.

Clause 12.

The Minister for Transport moved, That the debate be adjourned until a later stage of the sitting.

Question put and passed.

## 11. Rail Safety National Law (WA) Bill 2014

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

Debate resumed.

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

Question put and passed.

## 12. Variation to the Order of Business

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

### **13. Road Traffic Amendment (Alcohol Interlocks and Other Matters) Bill 2014**

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

#### *CONSIDERATION IN DETAIL*

Clauses 12 to 25 agreed to.

Title agreed to.

Consideration in detail concluded.

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.

Debate ensued.

Question put and passed.

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

### **14. Speaker's Statement – Non-Conforming Petition**

The Deputy Speaker advised members that the Member for South Perth had presented a petition earlier that day in relation to the Indian Palm Squirrel which actually comprised two petitions with the same request. One petition contained 4 signatures and complied with the standing orders. The other petition, which contained 32 signatures, did not comply with standing order 64(2) or (3) in that it was addressed to the President of the Legislative Council and requested action by the Legislative Council. Therefore, the Speaker directed that the number of signatories to the petition be amended to 4 and that the second petition be returned to the Member for South Perth.

### **15. Adjournment**

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

Question put and passed.

The Assembly adjourned accordingly at 9.40 p.m. until Wednesday, 22 October 2014 at 12.00 noon.

*Members present during any part of the day's proceedings* – All the members except Dr K.D. Hames, Mrs L.M. Harvey and Mr P.T. Miles.

**PETER J. McHUGH**  
Clerk of the Legislative Assembly

**HON. MICHAEL SUTHERLAND**  
Speaker of the Legislative Assembly