

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 61

FIRST SESSION OF THE THIRTY-NINTH PARLIAMENT

THURSDAY, 20 FEBRUARY 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. Papers

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

By the Clerk –

Australian Crime Commission, Board of the – Chair Annual Report 2012–2013 (1326).

Building Services (Registration) Act 2011 – Regulations (Building Services (Registration) Amendment Regulations (No. 4) 2013 G.G. 31/12/2013) (1327).

Construction Industry Portable Paid Long Service Leave Act 1985 – Regulations (Construction Industry Portable Paid Long Service Leave Amendment Regulations 2013 G.G. 27/12/2013) (1328).

District Court of Western Australia Act 1969 – Rules (District Court Amendment Rules (No. 2) 2013 G.G. 31/12/2013) (1329).

Education and Care Services National Law (WA) Act 2012 – Regulations (Education and Care Services National Amendment Regulations 2013 G.G. 13/12/2013) (1330).

Electricity Corporations Act 2005 – Regulations (Electricity Corporations (Competition Laws Authorisation) Repeal Regulations 2013 G.G. 27/12/2013) (1331).

Electricity Corporations Act 2005 – Regulations (Electricity Corporations (Consequential Amendments) Regulations 2013 G.G. 27/12/2013) (1332).

Electricity Corporations Act 2005 – Regulations (Electricity Corporations (Electricity Generation and Retail Corporation) Regulations 2013 G.G. 27/12/2013) (1333).

Electricity Corporations Act 2005 – Regulations (Electricity Corporations (Transitional) Regulations 2013 G.G. 27/12/2013) (1334).

First Home Owner Grant Act 2000 – Regulations (First Home Owner Grant Amendment Regulations (No. 2) 2013 G.G. 17/12/2013) (1335).

Fish Resources Management Act 1994 – Management Plans (Mackerel Managed Fishery Management Plan Amendment 2013 [1172] G.G. 13/12/2013) (1336).

Fish Resources Management Act 1994 – Orders (Prohibition on Commercial Fishing (Roebuck Bay) Order 2013 [1166] G.G. 17/12/2013) (1337).

- Legal Deposit Act 2012 – Regulations (Legal Deposit Regulations 2013 G.G. 17/12/2013) (1338).
- Local Government Act 1995 – Local Laws (City of Cockburn (Local Government Act) Amendment No. 2 Local Law 2013 G.G. 20/12/2013) (1339).
- Local Government Act 1995 – Local Laws (Shire of Augusta-Margaret River Activities in Thoroughfares and Public Places and Trading Amendment Local Law 2013 G.G. 23/12/2013) (1340).
- Local Government Act 1995 – Local Laws (Shire of Augusta-Margaret River Environment and Nuisance Local Law 2013 G.G. 23/12/2013) (1341).
- Local Government Act 1995 – Local Laws (Shire of Augusta-Margaret River Local Government Property Local Law 2013 G.G. 23/12/2013) (1342).
- Local Government Act 1995 – Local Laws (Shire of Augusta-Margaret River Parking and Parking Facilities Local Law 2013 G.G. 23/12/2013) (1343).
- Local Government Act 1995 – Local Laws (Shire of Manjimup Fencing Amendment Local Law 2013 G.G. 13/12/2013) (1344).
- Magistrates Court (Civil Proceedings) Act 2004 – Rules (Magistrates Court (Civil Proceedings) Amendment Rules 2013 G.G. 31/12/2013) (1345).
- Magistrates Court (Civil Proceedings) Act 2004 – Rules (Magistrates Court (Minor Cases Procedure) Amendment Rules 2013 G.G. 31/12/2013) (1346).
- Magistrates Court Act 2004 – Rules (Magistrates Court (General) Amendment Rules 2013 G.G. 31/12/2013) (1347).
- Professional Standards Act 1997 – Schemes (Engineers Australia Northern Territory Professional Standards Scheme G.G. 16/12/2013) (1348).
- Road Traffic Act 1974 – Regulations (Road Traffic Code Amendment Regulations (No. 2) 2013 G.G. 31/12/2013) (1349).
- Shipping and Pilotage Act 1967 – Regulations (Navigable Waters Amendment Regulations (No. 4) 2013 G.G. 13/12/2013) (1350).
- Supreme Court Act 1935 – Rules (Supreme Court Amendment Rules (No. 3) 2013 G.G. 17/12/2013) (1351).
- Taxation Administration Act 2003 – Regulations (Taxation Administration Amendment Regulations 2013 G.G. 17/12/2013) (1352).
- Transport Co-ordination Act 1966 – Regulations (Country Taxi-cars (Fares and Charges) Amendment Regulations 2013 G.G. 13/12/2013) (1353).
- Vocational Education and Training Act 1996 – By-laws (Durack Institute of Technology By-laws 2013 G.G. 13/12/2013) (1354).
- Vocational Education and Training Act 1996 – Regulations (Vocational Education and Training (Colleges) Amendment Regulations 2013 G.G. 17/12/2013) (1355).
- Vocational Education and Training Act 1996 – Regulations (Vocational Education and Training (General) Amendment Regulations 2013 G.G. 17/12/2013) (1356).
- Working with Children (Criminal Record Checking) Act 2004 – Regulations (Working with Children (Criminal Record Checking) Amendment Regulations (No. 3) 2013 G.G. 31/12/2013) (1357).

3. Notice of Motion

4. Brief Ministerial Statements

Brief Ministerial Statements were made by –
The Premier on his recent visit to Zambia and South Africa.

Papers

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

Premier – Australian Mining in Africa: Investing in African Mining Indaba, Keynote Address, Cape Town, South Africa, 5 February 2014 (1358).

Premier – Memorandum of Understanding between the Common Market for Eastern and Southern Africa (COMESA) and the Government of Western Australia (1359).

The Minister for Planning on the Metropolitan Region Scheme Amendment 1222/421 (Perth-Darwin National Highway).

Papers

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

By the Minister for Planning –

Western Australian Planning Commission – Metropolitan Region Scheme Amendment 1222/41, Report on Submissions, Submissions, Transcripts of Hearings, February 2014 (1360).

Western Australian Planning Commission – Metropolitan Region Scheme Amendment 1222/41 Plan Number 1.7170 (1361).

The Minister for Sport and Recreation on the success of two Perth sporting teams, Perth Heat and the Perth Scorchers.

The Minister for Corrective Services on the escape of two prisoners from custody at Geraldton Regional Airport.

Paper

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

By the Minister for Corrective Services –

Corrective Services, Department of – Report on the Escape of Two Prisoners from Legal Custody at Geraldton Regional Airport on 3 January 2014: Executive Summary (1362).

5. Joint Standing Committee on the Corruption and Crime Commission and Joint Standing Committee on Delegated Legislation – Appointment of Members

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

- (1) That the appointment by the Speaker on 11 February 2014 of the member for Albany to the Joint Standing Committee on the Corruption and Crime Commission to fill the vacancy caused by the member for Warnbro's resignation is confirmed.
- (2) That the member for Warnbro be appointed to the Joint Standing Committee on Delegated Legislation to fill the vacancy caused by the resignation of the member for Albany.
- (3) That the Legislative Council be acquainted accordingly.

Question put and passed.

6. Premier's Statement

The Order of the Day for the resumption of debate upon the question, That the Premier's Statement be noted, was read.

Debate resumed.

Mrs M.H. Roberts moved, That the following words be added after 'noted' –

That this House calls on the Minister for Corrective Services to explain his involvement with the Pups for Prisoners Program and the secrecy surrounding the escapes over the Christmas period.

Debate ensued.

Amendment put.

The Assembly divided.

Ayes (16)

Ms L.L. Baker
Dr A.D. Buti
Mr W.J. Johnston
Mr D.J. Kelly
Mr F.M. Logan
Mr M. McGowan

Mr M.P. Murray
Mr P. Papalia
Ms M.M. Quirk
Mrs M.H. Roberts
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 T.R. Buswell
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
Mr J.M. Francis
Mrs G.J. Godfrey
Mrs L.M. Harvey
Mr C.D. Hatton
Mr A.P. Jacob
Dr G.G. Jacobs
Mr R.F. Johnson
Mr S.K. L'Estrange
Mr W.R. Marmion
Mr J.E. McGrath

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*)

Amendment thus negatived.

On the question, That the Premier's Statement be noted,

Debate resumed.

Mr D.J. Kelly moved, That the following words be added after 'noted' –

That we regretfully note that over the last two years Western Australia has become a less safe place to live.

Debate ensued.

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

7. Questions

Questions without Notice were taken.

Questions on Notice Nos 1869 to 1893 were asked.

Question on Notice No. 1336 was answered.

Paper tabled by the Minister for Energy –

Question on Notice No. 1336 – Budgets Relating to the Refurbishment of Western Power's Offices and Depots (1363).

8. Variation to the Order of Business

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

9. Premier's Statement

The Order of the Day for the resumption of debate upon the amendment moved by Mr D.J. Kelly to the question, That the Premier's Statement be noted, was read (see paragraph 6).

Debate resumed.

Amendment put.

The Assembly divided.

Ayes (19)

Ms L.L. Baker
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
Mr J.R. Quigley
Ms M.M. Quirk
Mrs M.H. Roberts

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

Noes (34)

Mr P. Abetz
Mr F.A. Alban
Mr C.J. Barnett
Mr I.M. Britza
Mr T.R. Buswell
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
Mrs L.M. Harvey
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
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.

On the question, That the Premier's Statement be noted,

Debate resumed.

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

Question put and passed.

10. Adjournment

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

Question put and passed.

The Assembly adjourned accordingly at 5.09 p.m. until Tuesday, 25 February 2014 at 2.00 p.m.

Members present during any part of the day's proceedings – All the members except Mr B.J. Grylls.

PETER J. McHUGH
Clerk of the Legislative Assembly

HON. MICHAEL SUTHERLAND
Speaker of the Legislative Assembly