

WESTERN AUSTRALIA

## LEGISLATIVE ASSEMBLY

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### VOTES AND PROCEEDINGS

No. 91

FIRST SESSION OF THE THIRTY-EIGHTH PARLIAMENT

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THURSDAY, 17 JUNE 2010

**1. Meeting of Assembly**

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

The Speaker took the Chair.

Prayers were read.

**2. Petition**

Urban Development South of the Moore River – Mr J.E. McGrath presented a petition from 80 persons requesting that the Legislative Assembly support the recommendation that the land adjoining the proposed Wilbinga Conservation Park be protected from future development (P. 298).

**3. Notice of Motion**

**4. Brief Ministerial Statements**

Brief Ministerial Statements were made by –

The Minister for Local Government on the release of a consultation paper seeking feedback on the introduction of legislation to control domestic cats.

The Minister for Sport and Recreation on the Community Participation Funding scheme for sport and recreation programs targeting low participation groups.

**5. Grievances**

The Speaker called for grievances which were then made.

**6. Cement Works (Cockburn Cement Limited) Agreement Amendment Bill 2010**

The Leader of the House, on behalf of the Minister for State Development, pursuant to notice, moved,

That a bill for “An Act to amend the *Cement Works (Cockburn Cement Limited) Agreement Act 1971*.” be introduced and read a first time.

Question put and passed.

The Leader of the House, on behalf of the Minister for State Development presented an explanatory memorandum and bill read a first time.

The Leader of the House, on behalf of the Minister for State Development moved, That the bill be now read a second time.

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*Papers*

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

By the Leader of the House, on behalf of the Minister for State Development –

Cement Works (Cockburn Cement Limited) Agreement Amendment Bill 2010 – Cement Works (Cockburn Cement Limited) Agreement 1971 as varied: Consolidated copy incorporating proposed variations the subject of the Bill, June 2010 (2187).

Cement Works (Cockburn Cement Limited) Agreement Amendment Bill 2010 – Plan C: Cement Works (Cockburn Cement Limited) Agreement 1971 (as varied) (2188).

Cement Works (Cockburn Cement Limited) Agreement Amendment Bill 2010 – Plan D: Cement Works (Cockburn Cement Limited) Agreement 1971 (2189).

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

Question put and passed.

**7. Retail Trading Hours Amendment (Midland Tourism Precinct) Bill 2010**

The Minister for Commerce, pursuant to notice, moved,

That a bill for “An Act to amend the *Retail Trading Hours Act 1987*.” be introduced and read a first time.

Question put and passed.

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

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

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

Question put and passed.

**8. Retail Trading Hours Amendment (Armadale Tourism Precinct) Bill 2010**

The Minister for Commerce, pursuant to notice, moved,

That a bill for “An Act to amend the *Retail Trading Hours Act 1987*.” be introduced and read a first time.

Question put and passed.

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

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

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

Question put and passed.

**9. Variation to the Order of Business**

Ordered, That Government Business Orders of the Day Nos 1, 2, 6, 7, 8 and 3 be next considered.

**10. Railway (Tilley to Karara) Bill 2010**

The Order of the Day for the third reading of the bill having been read, the Parliamentary Secretary representing the Minister for Transport 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. Rail Safety Bill 2009**

The Order of the Day for the consideration in detail of Legislative Council Message No. 85 was read.  
The Message was as follows –

The Legislative Council acquaints the Legislative Assembly that it has agreed to the *Rail Safety Bill 2009* subject to the amendments contained in the Schedule annexed; in which amendments the Legislative Council desires the concurrence of the Legislative Assembly.

*Schedule indicating the amendments made by the Legislative Council in the Rail Safety Bill 2009*

**No. 1**

Page 67, after line 18 — To insert —

- (b) If it is not practicable for a rail safety worker to produce the identification on being requested to do so, the rail safety worker may produce it within a period considered reasonable by the requesting rail safety officer.

**No. 2**

Page 76, after line 34 — To insert —

- (3) If a place is entered under subsection (1) and the occupier is present at the place, the occupier is entitled to observe the inspection.

**No. 3**

Page 103, lines 4 and 5 — To delete “are recoverable” and insert —

may be recovered

**No. 4**

Page 104, lines 5 to 13 — To delete the lines and insert —

If, in the course of an investigation, an independent investigator reasonably believes that immediate action is required to prevent an occurrence involving the rolling stock or rail infrastructure of a rail transport operator that could result in, or that has the potential to result in —

- (a) the death of, or injury to, any person; or
- (b) damage to any property or equipment,

the independent investigator may, in writing, advise the CEO, the Rail Safety Regulator and the rail transport operator that that action is required.

**No. 5**

Page 120, lines 25 to 27 — To delete the lines.

**No. 6**

Page 126, line 17 — To delete “.” and insert —

; and

(c) sets out the penalty for the offence.

**No. 7**

Page 168, after line 14 — To insert —

**218A. Immunity for administering a test or taking a sample**

No action may be taken against a person who, in good faith, administers a test or takes a sample of blood or urine or other body tissues or fluids carried out under this Act.

*CONSIDERATION IN DETAIL*

The Parliamentary Secretary representing the Minister for Transport moved, That amendment Nos 1 to 7 be agreed to.

Question put and passed.

Consideration in detail concluded and the Legislative Council acquainted accordingly.

**12. Message from the Legislative Council – Partial Revocation of State Forest Nos 2, 12, 16, 38, 55 and 57**

The Order of the Day for the consideration in detail of Legislative Council Message No. 71 was read.

The Message was as follows –

The Legislative Council acquaints the Legislative Assembly that it has agreed to the following resolution –

That the proposal for the partial revocation of State Forest Nos 2, 12, 16, 38, 55 and 57 laid on the Table of the Legislative Council on Tuesday, 10 November 2009 be carried out, and invite the Legislative Assembly to agree to a similar resolution.

*CONSIDERATION IN DETAIL*

The Minister representing the Minister for Environment moved, That the resolution be agreed to.

Debate ensued.

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

Question put and passed.

**13. Variation to the Order of Business**

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

**14. Land Tax Assessment Amendment Bill 2010**

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 (Mr W.J. Johnston speaking) and adjourned until a later stage of the sitting.

## 15. Members' Statements

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

## 16. Questions

Questions without Notice were taken.

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### *Paper*

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

By the Minister for Health –

Health, Minister for – Email to Ministerial Staff regarding possible Questions without Notice from the Member for Armadale relating to Child Health Nurses (2204).

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Questions on Notice Nos 3225 to 3227 were asked.

Questions on Notice Nos 2836, 2886, 2893, 2904, 2906 to 2921, 3033, 3034 and 3037 were answered.

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Paper tabled by the Deputy Premier; Minister for Health; Indigenous Affairs –

Question on Notice No. 3034 – Details of actual, full time equivalent, and contract or casual staff for various roles for each regional hospital as at 31 December 2009 (2190).

Question on Notice No. 3037 – Details of actual, full time equivalent, and contract or casual staff for various roles for each metropolitan hospital as at 31 March 2010 (2191).

Question on Notice No. 3033 – Details of actual, full time equivalent, and contract or casual staff for various roles for each metropolitan hospital as at 31 December 2009 (2192).

Question on Notice No. 2906 – Details of total number of employees engaged in media, communications, marketing and speechwriting in each department and agency in the Deputy Premier's portfolio (2193).

Paper tabled by the Minister representing the Minister for Mines and Petroleum; Fisheries; Electoral Affairs –

Question on Notice No. 2907 – Details of total number of employees engaged in media, communications, marketing and speechwriting in each department and agency in the Minister for Mines and Petroleum; Fisheries; Electoral Affairs portfolio (2194).

Paper tabled by the Minister for Regional Development; Lands; Minister Assisting the Minister for State Development; Minister Assisting the Minister for Transport –

Question on Notice No. 2908 – Details of total number of employees engaged in media, communications, marketing and speechwriting in each department and agency in the Minister for Regional Development's portfolio (2195).

Paper tabled by the Minister for Education; Tourism –

Question on Notice No. 2909 – Details of total number of employees engaged in media, communications, marketing and speechwriting in each department and agency in the Minister for Education's portfolio (2196).

Paper tabled by the Minister for Local Government; Heritage; Multicultural Affairs –

Question on Notice No. 2886 – List of Government Authorities that have either not completed their Municipal Heritage Inventories or have not reviewed their Municipal Heritage Inventories in the past four years (2197).

Paper tabled by the Minister for Commerce; Science and Innovation; Housing; Minister Assisting the Treasurer –

Question on Notice No. 2921 – Details of total number of employees engaged in media, communications, marketing and speechwriting in each department and agency in the Minister for Commerce's portfolio (2198).

Paper tabled by Minister representing the Minister for Environment; Youth –

Question on Notice No. 2920 – Details of Total number of employees engaged in media, communications, marketing and speechwriting in each department and agency in the Minister for Environment's portfolio (2199).

Paper tabled by the Minister representing the Minister for Child Protection; Community Services; Seniors and Volunteering; Women's Interests –

Question on Notice No. 2916 – Details of total number of employees engaged in media, communications, marketing and speechwriting in each department and agency in the Minister for Child Protection's portfolio (2200).

Paper tabled by the Minister for Planning; Culture and the Arts –

Question on Notice No. 2913 – Details of total number of employees engaged in media, communications, marketing and speechwriting in each department and agency in the Minister for Planning's portfolio (2201).

Paper tabled by the Minister for Police; Emergency Services; Road Safety –

Question on Notice No. 2911 – Details of total number of employees engaged in media, communications, marketing and speechwriting in each department and agency in the Minister for Police's portfolio (2202).

Paper tabled by the Minister representing the Minister for Energy; Training and Workforce Development –

Question on Notice No. 2914 – Details of total number of employees engaged in media, communications, marketing and speechwriting in each department and agency in the Minister for Energy's portfolio (2203).

#### **17. Unanswered Question on Notice**

Mr E.S. Ripper asked why no answer had been received in respect of his Question on Notice No. 2905 asked on 18 May 2010 to the Premier.

#### **18. Variation to the Order of Business**

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

#### **19. Road Traffic Amendment Bill 2010**

The Order of the Day for the consideration in detail of Legislative Council Message No. 79 was read.

The Message was as follows –

The Legislative Council acquaints the Legislative Assembly that it has agreed to the *Road Traffic Amendment Bill 2010* subject to the amendments contained in the Schedule annexed; in which amendments the Legislative Council desires the concurrence of the Legislative Assembly.

*Schedule indicating the amendments made by the Legislative Council in the Road Traffic Amendment Bill 2010*

##### **No. 1**

Page 2, line 14 — To delete the line and insert —

section 79BB(2), 79BCB(2) or 79BCE(2).

##### **No. 2**

Page 2, lines 16 to 18 — To delete the lines and insert —

(2) In section 78C(2) delete “section 79BB(2)” and insert:

section 79BB(2), 79BCB(2) or 79BCE(2)

**No. 3**

Page 2, line 22 — To delete the line and insert —

section 79BB(2), 79BCB(2) or 79BCE(2); or

**No. 4**

Page 3, line 4 — To delete the line and insert —

79A(1), 79BB, 79BCB or 79BCE

**No. 5**

Page 6, after line 29 — To insert —

**79BCC. Cancelling notices to surrender**

(1) In this section —

*notice to surrender* means —

- (a) a surrender notice given under section 79BA; or
- (b) a surrender substitute vehicle notice given under section 79BCA; or
- (c) a surrender alternative vehicle notice given under section 79BCD.

(2) If a senior police officer is satisfied that —

- (a) a notice to surrender has been given to a person in respect of a vehicle; and
- (b) the vehicle has not been impounded under section 79BB, 79BCB or 79BCE, as the case may be; and
- (c) either —
  - (i) if the vehicle were so impounded, the vehicle would be a vehicle that could, under section 79D, be released before the impounding period ends; or
  - (ii) the vehicle's condition is such that it no longer functions as a vehicle and a licence could not be issued for it under Part III,

the officer may cancel the notice to surrender.

(3) As soon as is practicable after a senior police officer cancels a notice to surrender, the officer must give a written notice of the cancellation to the person to whom the notice to surrender was given.

**79BCD. Notice to surrender alternative vehicle if surrender notice cancelled**

(1) This section applies if —

- (a) under section 79BA a surrender notice is given to a person responsible for a vehicle (*vehicle A*) the driver of which (the *alleged offender*) is suspected of having committed an offence (the *offence*); and
  - (b) under section 79BCC the surrender notice is cancelled before vehicle A is impounded under section 79BB; and
  - (c) the alleged offender is a responsible person for one or more other vehicles.
- (2) If this section applies, a member of the Police Force may give the alleged offender, personally or by registered post, a notice in accordance with this section (a *surrender alternative vehicle notice*).
- (3) The surrender alternative vehicle notice cannot be given after 28 days after the date on which the surrender notice was cancelled.
- (4) The surrender alternative vehicle notice must contain a statement to the effect that, because vehicle A will not be impounded, a vehicle for which the alleged offender is a responsible person (the *alternative vehicle*) is required to be surrendered to the Commissioner for impounding instead of vehicle A.
- (5) The surrender alternative vehicle notice must specify the following —
  - (a) in relation to the offence, its details and the time and place at which it is suspected to have been committed;
  - (b) which of sections 79(1) and 79A(1) is the provision that authorised the impounding of vehicle A (the *impounding provision*);
  - (c) sufficient details of vehicle A to identify it;
  - (d) when the surrender notice was cancelled under section 79BCC;
  - (e) sufficient details of the alternative vehicle to identify it;
  - (f) if the impounding provision is section 79(1) and the alleged offender is a previous offender as defined in section 79(1A), sufficient details to explain why the alleged offender is regarded as a previous offender;
  - (g) the length of the impounding period for the alternative vehicle, which is to be —
    - (i) if section 79(1) was the impounding provision for vehicle A, either 28 days or 3 months according to which of those periods was the impounding period for which section 79(1) required vehicle A to be impounded; and
    - (ii) if section 79A(1) was the impounding provision for vehicle A, 28 days;
  - (h) the place at which, and the time of day during which, the alternative vehicle and its keys are required to be surrendered under this Division;
  - (i) the last day on or before which the alternative vehicle and its keys are required to be surrendered, being the seventh day after the day on which the notice is given.
- (6) The surrender alternative vehicle notice must also include —
  - (a) a statement to the effect that this Division contains law about the notice and the impounding of the vehicle; and
  - (b) a statement as to the effect of section 79BCE(5); and
  - (c) a statement to the effect that failure to comply with the notice will result in the vehicle being impounded by operation of section 79BCE(2).



- (7) If the alleged offender is a responsible person for 2 or more other vehicles, the surrender alternative vehicle notice must specify only one of them as the alternative vehicle, being the one decided by the member of the Police Force issuing the notice.

**79BCE. Consequences of surrender of alternative vehicle notice**

- (1) If a responsible person who is given a surrender alternative vehicle notice under section 79BCD surrenders the alternative vehicle specified in the notice according to the notice, the vehicle is impounded by operation of this subsection for a period that commences at the time when the vehicle is surrendered.
- (2) If a responsible person who is given a surrender alternative vehicle notice under section 79BCD fails to surrender the alternative vehicle specified in the notice according to the notice, the vehicle is impounded by operation of this subsection for a period that commences at the time when a member of the Police Force takes possession of the vehicle for the purpose of impounding it.
- (3) An impounding period the length of which is specified as 28 days or 3 months in a surrender alternative vehicle notice includes the part of the day on which the vehicle is impounded that is after the impounding occurred even though including that part of the day makes the period more than 28 days or 3 months, as the case requires.
- (4) The period for which a vehicle is impounded by operation of subsection (1) or (2) ends when the impounding period has passed since the end of the day on which the vehicle was impounded.
- (5) A responsible person who is given a surrender alternative vehicle notice under section 79BCD commits an offence and is liable to a fine of 50 PU if, when the alternative vehicle specified in the notice has not been impounded by operation of subsection (1) or (2) as a consequence of the notice, the person disposes of an interest that the person has in the vehicle.

**No. 6**

Page 7, line 13 — To delete the line and insert —

notice; or

- (c) a responsible person for a vehicle who is given a surrender alternative vehicle notice under section 79BCD fails to surrender the alternative vehicle specified in the notice according to the notice,

**No. 7**

Page 9, after line 9 — To insert —

- (3C) The Commissioner is to ensure that, as soon as practicable after a vehicle (the *alternative vehicle*) is impounded under section 79BCE following the issue of a surrender alternative vehicle notice to a responsible person for the vehicle under section 79BCD, notice of the impounding is given to —
- (a) each responsible person for the vehicle; and

- (b) if the licence in respect of the vehicle is for the time being suspended under section 79BD, the Director General.
- (3D) The notice of the impounding given under subsection (3C) is to be in an approved form and contain details of —
  - (a) the offence referred to in section 79BCD(1)(a) including the time and place at which it is suspected to have been committed; and
  - (b) the alternative vehicle sufficient to identify it; and
  - (c) the time when the alternative vehicle was impounded; and
  - (d) the address of the place where the alternative vehicle is stored; and
  - (e) the length of the impounding period for the alternative vehicle which is to be the period specified in the surrender alternative vehicle notice under section 79BCD(5)(g); and
  - (f) the grounds on which the alternative vehicle may be released under section 79D; and
  - (g) how, when and to whom the alternative vehicle can be released; and
  - (h) the powers of a court under sections 80A, 80B, 80C and 80FA in relation to the impounding and confiscation of vehicles.

**No. 8**

Page 9, line 16 — After “section 79BCA” to insert —

or a surrender alternative vehicle notice under section 79BCD

**No. 9**

Page 10, line 12 — After “section 79BCB,” to insert —

or an alternative vehicle has been impounded under section 79BCE,

**No. 10**

Page 10, line 18 — To delete “given” and insert —

given, or under section 79BCD a surrender alternative vehicle notice has been given,

**No. 11**

Page 10, line 26 — To delete “notice,” and insert —

notice or surrender alternative vehicle notice,

**No. 12**

Page 10, after line 33 — To insert —

*taxi* means a vehicle —

- (a) on which taxi plates issued under the *Taxi Act 1994* are being used; or
- (b) in respect of which a taxi-car licence has been issued under the *Transport Co-ordination Act 1966* Part IIIB,

and it does not matter whether or not, at the relevant time, it is standing or plying for hire or carrying passengers for reward;

**taxi operator**, of a taxi, means a person who —

- (a) under the *Taxi Act 1994*, owns or leases the taxi plates, issued under that Act, that are being used on the taxi; or
- (b) holds the taxi-car licence issued under the *Transport Co-ordination Act 1966* in respect of the taxi;

### No. 13

Page 11, line 7 — To delete the line and insert —

79A(1), 79BB, 79BCB or 79BCE;

### No. 14

Page 11, line 20 — To delete “responsible person for it,” and insert —

person lawfully in possession of it,

### No. 15

Page 12, after line 30 — To insert —

- (ga) a senior police officer is satisfied that, at the time the offence in respect of which the vehicle was impounded was committed —
  - (i) the vehicle was used primarily in the course of a business conducted by a person (the **business owner**); and
  - (ii) the person who allegedly committed the offence (the **alleged offender**) was an employee or contractor of the business owner; and
  - (iii) the alleged offender was driving the vehicle with the consent of the business owner or an agent of the business owner; and
  - (iv) the person who consented to the alleged offender driving the vehicle had complied with subsection (4A); and
  - (v) the alleged offender was not a responsible person for the vehicle;
- or
- (gb) a senior police officer is satisfied that, at the time the offence in respect of which the vehicle was impounded was committed —
  - (i) the vehicle was a taxi; and
  - (ii) the person who allegedly committed the offence (the **alleged offender**) was driving the taxi under an agreement between him or her and the taxi operator of the taxi, or an agent of the taxi

- operator, under which the alleged offender pays the operator or agent in order to be allowed to drive the taxi for reward; and
- (iii) the taxi operator or agent who entered into the agreement with the alleged offender had complied with subsection (4B); and
  - (iv) the alleged offender was not a responsible person for the vehicle;
- or
- (gc) a senior police officer is satisfied that, at the time the offence in respect of which the vehicle was impounded was committed —
    - (i) the vehicle was licensed under the *Transport Co-ordination Act 1966* to be operated as an omnibus; and
    - (ii) the person who allegedly committed the offence (the ***alleged offender***) was an employee or contractor of the holder of that licence; and
    - (iii) the alleged offender was driving the vehicle with the consent of the holder of that licence; and
    - (iv) the person who consented to the alleged offender driving the vehicle had complied with subsection (4A); and
    - (v) the alleged offender was not a responsible person for the vehicle;
- or
- (gd) a senior police officer is satisfied that —
    - (i) the vehicle cannot be released under any of paragraphs (a) to (gc) or under circumstances prescribed under paragraph (g); and
    - (ii) unless the vehicle is released, manifest injustice or manifest unfairness will be suffered by a person other than the alleged offender;
- or

## No. 16

Page 13, after line 12 — To insert —

- (4A) For the purposes of subsection (2)(ga)(iv) and (gc)(iv), a person who consents to an employee or contractor driving a vehicle must —
  - (a) ensure the driver has a driver's licence that authorises him or her to drive the vehicle; and
  - (b) ensure the driver has been instructed to obey the law when driving the vehicle.
- (4B) For the purposes of subsection (2)(gb)(iii), a taxi operator or agent who enters into an agreement with a driver must —
  - (a) ensure the driver has a driver's licence that authorises him or her to drive the vehicle; and
  - (b) ensure the driver has been instructed to obey the law when driving the vehicle.
- (4C) For the purposes of subsection (2)(gd) none of these factors by itself means manifest injustice or manifest unfairness will be suffered by a person —

- (a) if the offence in respect of which the vehicle was impounded was an impounding offence (driver's licence), the fact that a person responsible for the vehicle concerned had no grounds to suspect the alleged offender was not authorised to drive the vehicle at the time of the offence;
- (b) the fact that, although a responsible person for the vehicle expressly or impliedly authorised the person who allegedly committed the offence in respect of which the vehicle was impounded (the *alleged offender*) to drive the vehicle, the responsible person had no grounds to suspect the alleged offender would drive in a manner that contravened this Act.

**No. 17**

Page 13, lines 27 and 28 — To delete the lines and insert —

and any substitute vehicle impounded under section 79BCB and any alternative vehicle impounded under section 79BCE

*CONSIDERATION IN DETAIL*

The Minister for Police moved, That amendment No. 1 be agreed to.

The Minister for Housing moved, That the debate be adjourned.

Question put and passed.

**20. Variation to the Order of Business**

Ordered, That Government Business Orders of the Day Nos 6, 7 and 8 be next considered.

**21. Message from the Legislative Council – Partial Revocation of State Forest Nos 2, 12, 16, 38, 55 and 57**

The Order of the Day for the further consideration in detail of Legislative Council Message No. 71 was read (see paragraph 12).

*CONSIDERATION IN DETAIL*

The Minister representing the Minister for Environment had moved, That the resolution be agreed to.

Question put and passed.

Consideration in detail concluded and the Legislative Council acquainted accordingly.

**22. Message from the Legislative Council – Partial Revocation of State Forest Nos 22, 23 and 25**

The Order of the Day for the consideration in detail of Legislative Council Message No. 72 was read.

The Message was as follows –

The Legislative Council acquaints the Legislative Assembly that it has agreed to the following resolution –

That the proposal for the partial revocation of State Forest Nos 22, 23 and 25 laid on the Table of the Legislative Council on Tuesday, 10 November 2009 be carried out, and invite the Legislative Assembly to agree to a similar resolution.

*CONSIDERATION IN DETAIL*

The Minister representing the Minister for Environment moved, That the resolution be agreed to.

Question put and passed.

Consideration in detail concluded and the Legislative Council acquainted accordingly.

**23. Message from the Legislative Council – Partial Revocation of State Forest Nos 22 and 38**

The Order of the Day for the consideration in detail of Legislative Council Message No. 73 was read.

The Message was as follows –

The Legislative Council acquaints the Legislative Assembly that it has agreed to the following resolution –

That the proposal for the partial revocation of State Forest Nos 22 and 38 laid on the Table of the Legislative Council on Tuesday, 10 November 2009 be carried out, and invite the Legislative Assembly to agree to a similar resolution.

*CONSIDERATION IN DETAIL*

The Minister representing the Minister for Environment moved, That the resolution be agreed to.

Question put and passed.

Consideration in detail concluded and the Legislative Council acquainted accordingly.

**24. Variation to the Order of Business**

Ordered, That consideration of Government Business Order of the Day No. 3 be resumed.

**25. Land Tax Assessment Amendment Bill 2010**

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.

**26. Adjournment**

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

Question put and passed.

The Assembly adjourned accordingly at 5.14 p.m. until Tuesday, 22 June 2010 at 2.00 p.m.

*Members present during any part of the day's proceedings* – All the members except Mr I.M. Britza, Mr P.C. Tinley and Mr P.B. Watson.

**PETER J. McHUGH**

Clerk of the Legislative Assembly

**HON. GRANT WOODHAMS**

Speaker of the Legislative Assembly