

WESTERN AUSTRALIA

# LEGISLATIVE ASSEMBLY

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## VOTES AND PROCEEDINGS

No. 62

FIRST SESSION OF THE THIRTY-NINTH PARLIAMENT

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TUESDAY, 25 FEBRUARY 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. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Minister for Housing on the opening of the Salvation Army's Beacon Men's Hostel.

The Minister for Environment on an upgrade of the Department of Parks and Wildlife's fire truck fleet.

The Parliamentary Secretary to the Minister for Commerce on a joint Regional Mobile Communications Project launch of two new telecommunications towers in Kondinin and Arthur River.

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#### *Paper*

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

By the Parliamentary Secretary to the Minister for Commerce –

Commerce, Department of – Telstra Next G Network Coverage: RMCP Coverage at Dec 2013 (1392).

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### 3. 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 Premier –

Premier – Interstate Salary Comparisons for Police Officers (1393).

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Questions on Notice Nos 1894 to 1911 were asked.

Questions on Notice Nos 1571, 1572, 1639, 1659 and 1660 were answered.

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Papers tabled by the Minister for Water –

Question on Notice No. 1659 – Information Relating to Desalination Plants in Western Australia (1390).

Question on Notice No. 1660 – Details of Waste Water Treatment Plants in Western Australia (1391).

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#### **4. Unanswered Question on Notice**

Mr D.J. Kelly asked why no answer had been received in respect of his Questions on Notice Nos 1659 and 1660.

#### **5. Petitions**

Motorcycling Western Australia – Mr M.J. Cowper presented a petition from 161 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. 96).

Commercial Solaria in Western Australia – Mr J.E. McGrath presented a petition from 499 persons requesting that the House rejects the *Radiation Control Amendment (Tanning Units) Regulations 2012* and allow commercial solaria to continue to operate beyond 2015 (P. 97).

Cockburn Council – Mr F.M. Logan presented a petition from 235 persons requesting that the Legislative Assembly calls on the State Government to leave the City of Cockburn's current boundaries in place (P. 98).

#### **6. 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 Broome Cemeteries Amendment Local Law 2013 G.G. 14/01/2014) (1364).

Cemeteries Act 1986 – Local Laws (Shire of Mundaring Cemeteries Amendment Local Law 2013 G.G. 18/02/2014) (1365).

Director of Public Prosecutions, Office of the – Annual Report 2012–2013 (1366).

Dog Act 1976 – Local Laws (City of Fremantle Dog (Exercise Areas) Amendment Local Law 2013 G.G. 17/01/2014) (1367).

Dog Act 1976 – Local Laws (Shire of Shark Bay Dog Local Law 2013 G.G. 30/01/2014) (1368).

Hospitals and Health Services Act 1927 – Regulations (Hospitals (Services Charges) Amendment Regulations 2014 G.G. 28/01/2014) (1369).

Jetties Act 1926 – Regulations (Jetties Amendment Regulations 2014 G.G. 7/02/2014) (1370).

Local Government Act 1995 – Local Laws (City of Busselton Keeping and Control of Cats Local Law 2014 G.G. 10/02/2014) (1371).

Local Government Act 1995 – Local Laws (Shire of Dardanup Repeal Local Law 2013 G.G. 10/01/2014) (1372).

Local Government Act 1995 – Local Laws (Shire of Donnybrook-Balingup Outdoor Eating Areas Local Law 2013 G.G. 24/01/2014) (1373).

Local Government Act 1995 – Local Laws (Shire of Laverton Fencing Local Law 2013 G.G. 21/01/2014) (1374).

Local Government Act 1995 – Local Laws (Shire of Menzies Activities in Thoroughfares and Public Places Amendment Local Law 2013 G.G. 21/01/2014) (1375).

Local Government Act 1995 – Local Laws (Shire of Mundaring Extractive Industries Amendment Local Law 2013 G.G. 18/02/2014) (1379).

Local Government Act 1995 – Local Laws (Shire of Mundaring Local Government Property Amendment Local Law 2013 G.G. 18/02/2014) (1380).

Local Government Act 1995 – Local Laws (Shire of Shark Bay Repeal and Amendment Local Law 2013 G.G. 30/01/2014) (1376).

Local Government Act 1995 – Local Laws (Town of Bassendean Fencing Local Law 2013 G.G. 5/02/2014) (1377).

Local Government Act 1995 – Local Laws (Town of Port Hedland Repeal Local Law 2014 G.G. 14/02/2014) (1378).

Occupational Safety and Health Act 1984 – Regulations (Occupational Safety and Health Amendment Regulations (No. 4) 2013 G.G. 21/01/2014) (1381).

Professional Standards Act 1997 – Schemes (CPA Australia Limited Professional Standards Scheme G.G. 31/01/2014) (1382).

Road Traffic Act 1974 – Regulations (Road Traffic (Breath Analysis) Amendment Regulations 2014 G.G. 28/01/2014) (1383).

Rottnest Island Authority Act 1987 – Regulations (Rottnest Island Amendment Regulations 2013 G.G. 24/01/2014) (1384).

State Administrative Tribunal Act 2004 – Regulations (State Administrative Tribunal Amendment Regulations (No. 2) 2013 G.G. 14/01/2014) (1385).

State Administrative Tribunal Act 2004 – Rules (State Administrative Tribunal Amendment Rules (No. 2) 2013 G.G. 28/01/2014) (1386).

Teacher Registration Act 2012 – Regulations (Teacher Registration (General) Amendment Regulations 2014 G.G. 28/01/2014) (1387).

University of Western Australia Act 1911 – Statutes (University of Western Australia – Amending Statute No. 1 of 2013 G.G. 7/02/2014) (1388).

Workers' Compensation and Injury Management (Acts of Terrorism) Act 2001 – Regulations (Workers' Compensation and Injury Management (Acts of Terrorism) (Final Day) Amendment Regulations 2013 G.G. 17/01/2014) (1389).

## **7. Notices of Motion**

### *Acting Speaker's Statement – Notice of Motion to Delete Part of a Bill*

The Acting Speaker advised members that the member for Warnbro had given notice of a motion to suspend standing orders to enable him to move a motion to delete an entire part of a Bill and to facilitate some associated matters. She informed members that this notice of motion would appear at the back of the Notice Paper in the 'Notices and Amendments' section under the name of the Bill. The other usual form of notice which went in that part of the Notice Paper was a notice to extend the scope of a Bill. The usual practice of the House had been to permit a member to give notice of a motion to extend the scope of a bill by handing a signed notice to the Clerk. That notice was then placed on the Notice Paper in the 'Notices and Amendments' section. The Acting Speaker advised members that there was a significant difference between a notice to suspend Standing Orders in relation to the consideration in detail part of a Bill and a notice to extend the scope of a Bill. Giving notice to suspend Standing Orders changed the voting requirement from an absolute majority to a simple majority, in accordance with Standing Order 3. In order to ensure that members were fully aware of a notice to suspend Standing Orders, it should be given orally in the House.

## **8. Message from the Governor**

Message No. 1 from His Excellency the Governor was reported recommending that appropriations be made for the purposes of the Custodial Legislation (Officers Discipline) Amendment Bill 2013.

## **9. Parliamentary Secretary to the Minister for Mental Health – Statement**

Under Standing Order 88, the Parliamentary Secretary to the Minister for Mental Health made a statement relating to a correction to the Explanatory Memorandum for the Mental Health Legislation Amendment Bill 2013.

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### *Paper*

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

By the Parliamentary Secretary to the Minister for Mental Health –

Mental Health Legislation Amendment Bill 2013 – Mental Health Legislation Amendment Bill 2013 – Explanatory Memorandum (1394).

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## **10. Succession to the Crown Bill 2014**

The Premier, pursuant to notice, moved,

That a bill for “An Act –

- to request the Parliament of the Commonwealth to enact under section 51 (xxxviii) of the Constitution of the Commonwealth an Act to change the law relating to royal succession and royal marriages; and
- to also make provision in relation to royal succession and royal marriages, and for related purposes.” be introduced and read a first time.

Question put and passed.

The Premier presented an explanatory memorandum and bill read a first time.

The Premier moved, That the bill be now read a second time.

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

Question put and passed.

## **11. Mental Health Bill 2013**

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

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### *Cognate Debate*

Leave was granted to debate the Mental Health Legislation Amendment Bill 2013 in conjunction with the Mental Health Bill 2013.

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Debate resumed.

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

Question put and passed.

**12. Adjournment**

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

Question put and passed.

The Assembly adjourned accordingly at 10.21 p.m. until Wednesday, 26 February 2014 at 12.00 noon.

*Members present during any part of the day's proceedings* – All the members except Ms L.L. Baker, Mr T.R. Buswell, Ms E. Evangel, Mr W.J. Johnston, Dr M.D. Nahan and Mrs M.H. Roberts.

**PETER J. McHUGH**

Clerk of the Legislative Assembly

**HON. MICHAEL SUTHERLAND**

Speaker of the Legislative Assembly