

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 34

FIRST SESSION OF THE THIRTY-NINTH PARLIAMENT

THURSDAY, 19 SEPTEMBER 2013

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

Gas Fracking Proposals – Mr R.S. Love presented a petition from 145 persons requesting that the Legislative Assembly provides for a moratorium on gas fracking proposals until a full public inquiry is conducted into the cumulative risks posed by this process; and also that the Petroleum and Geothermal Resources Act be amended to ensure that gas fracking cannot be undertaken where there are underground aquifers, or on land which is farming land or land which is of cultural importance (P. 44).

Zaherinejad Family, Housing for the – Ms J.M. Freeman presented a petition from 2 persons requesting that the Legislative Assembly gives urgent attention to the Zaherinejad family's request for affordable public and social housing and to address the housing needs of all Western Australians (P. 45).

3. Papers

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

By the Clerk –

Bank of Western Australia Act 1995 – Annual Certificate of Compliance (792).

Culture and the Arts, Department of – Annual Report 2012–2013 (793).

Sport and Recreation, Department of – Annual Report 2012–2013 (794).

4. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Minister for Corrective Services on an update on the Office of the Inspector of Custodial Services' report into the Banksia Hill Detention Centre riot.

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 – OICS – Directed Review into an Incident at Banksia Hill Detention Centre on January 2013 – Government Response (795).

The Minister for Youth on the Department of Local Government and Communities' seminar and guide for parents on electronic gaming and its impact on children.

The Minister for Heritage on inContact, an online heritage directory which lists businesses that provide heritage services throughout Western Australia.

5. Grievances

The Deputy Speaker called for grievances which were then made.

6. Public Accounts Committee

Mr D.C. Nalder, as Chairman, presented the following report which was ordered to lie upon the Table of the House –

Public Accounts Committee – Review of Auditor General Reports: Selected Reports of 2011 and 2012, Report No. 1 (796).

Mr B.S. Wyatt, Mr W.J. Johnston and Mr M.H. Taylor spoke on the report.

7. Joint Standing Committee on the Corruption and Crime Commission

Mr P. Papalia, as Chairman, presented the following report which was ordered to lie upon the Table of the House –

Corruption and Crime Commission, Joint Standing Committee on the – The timeliness of misconduct investigations undertaken or overseen by the CCC: Supplementary report, Report No. 5 (797).

8. Joint Standing Committee on Delegated Legislation

Mr P. Abetz, as Deputy Chairman, presented the following report which was ordered to lie upon the Table of the House –

Delegated Legislation, Joint Standing Committee on – Information Report in Relation to: Children's Court (Fees) Amendment Regulations (No. 2) 2012, Civil Judgments Enforcement Amendment Regulations 2012, Coroners Amendment Regulations 2012, District Court (Fees) Amendment Regulations (No. 3) 2012, Evidence (Video and Audio Links Fees and Expenses) Amendment Regulations (No. 2) 2012, Magistrates Court (Fees) Amendment Regulations (No. 3) 2012, State Administrative Tribunal Amendment Regulations (No. 3) 2012, Supreme Court (Fees) Amendment Regulations (No. 3) 2012, Report 63 (798).

9. 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 – Town of Victoria Park Parking and Parking Facilities Amendment Local Law 2013, Report 64 (799).

10. Taxi Drivers Licensing Bill 2013

The Minister for Transport, pursuant to notice, moved,

That a bill for "An Act to –

- provide for the licensing and regulation of taxi drivers; and
- make consequential amendments to various Acts,

and for related purposes." be introduced and read a first time.

Question put and passed.

The Minister for Transport presented an explanatory memorandum and bill read a first time.
 The Minister for Transport moved, That the bill be now read a second time.
 Ms S.F. McGurk moved, That the debate be adjourned.
 Question put and passed.

11. Western Australian Photo Card Bill 2013

The Minister for Transport, pursuant to notice, moved,
 That a bill for “An Act to provide for the issue of a document known as a Western Australian Photo Card and for related purposes.” be introduced and read a first time.
 Question put and passed.
 The Minister for Transport presented an explanatory memorandum and bill read a first time.
 The Minister for Transport moved, That the bill be now read a second time.
 Ms S.F. McGurk moved, That the debate be adjourned.
 Question put and passed.

12. Dog Amendment Bill 2013

The Order of the Day for the third reading of the bill having been read, the Minister for Local Government 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.

13. Workers' Compensation and Injury Management Amendment Bill 2013

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.

CONSIDERATION IN DETAIL

Clauses 1 to 3 agreed to.
 Clause 4.
 Ms M. Quirk moved,
 Page 4, line 5 – To insert after “1942”:

“

, or was employed in prescribed burning and firefighting activities by the Department of Parks and Wildlife or the Department of Environment and Conservation

”.

Amendment put and negatived.
 Clause agreed to.
 Clause 5 agreed to.
 Title agreed to.
 Consideration in detail concluded.
 Leave was granted to proceed forthwith to the third reading of the bill.

The Minister for Emergency Services 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.

14. Variation to the Order of Business

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

15. Coal Industry Superannuation Amendment Bill 2013

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 and adjourned until a later stage of the sitting.

16. Members' Statements

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

17. Questions

Questions without Notice were taken.
 Questions on Notice Nos 1252 to 1257 were asked.
 Questions on Notice Nos 1026 and 1043 were answered.

Papers

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

- Premier – Enrolments and Teacher Full-Time Equivalents (800).
- Premier – Revenue Growth General Government (801).

Suspension of Member

The Speaker, having called Mr B.S. Wyatt to order more than three times, suspended the member from the service of the Assembly for the remainder of the sitting.

18. Suspension of Standing Orders

Mr M. McGowan, without notice, moved, That so much of the Standing Orders be suspended as is necessary to enable the following motion to be moved forthwith –

- That this House calls on the Premier to dismiss the Treasurer for his inability to manage the State's finances and the resulting loss of Western Australia's prized AAA credit rating.

Debate ensued.

The Leader of the House moved, That the question be now put.

Question put.

The Assembly divided.

Ayes (33)

Mr P. Abetz
 Mr F.A. Alban
 Mr C.J. Barnett
 Mr I.C. Blayney
 Mr T.R. Buswell
 Mr G.M. Castrilli
 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
 Mr B.J. Grylls
 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 A. Krsticevic (*Teller*)

Noes (17)

Ms L.L. Baker
 Dr A.D. Buti
 Mr R.H. Cook
 Ms J.M. Freeman
 Mr D.J. Kelly
 Mr F.M. Logan

Mr M. McGowan
 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
 Ms S.F. McGurk (*Teller*)

Question thus passed.

On the question, That the motion be agreed to,

Question put.

The Assembly divided.

Ayes (17)

Ms L.L. Baker
 Mr R.H. Cook
 Ms J. Farrer
 Ms J.M. Freeman
 Mr D.J. Kelly
 Mr F.M. Logan

Mr M. McGowan
 Mr M.P. Murray
 Mr P. Papalia
 Mr J.R. Quigley
 Ms M.M. Quirk
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 Dr G.G. Jacobs
 Mr S.K. L'Estrange
 Mr R.S. Love
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 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 A. Krsticevic (*Teller*)

Question thus negatived.

19. Additional Information

The Minister for Energy provided additional information relating to Question on Notice No. 1052 from Mr M. McGowan.

Paper

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

By the Minister for Energy –

Energy, Minister for – Correction – Question on Notice No. 1052 (802).

20. Variation to the Order of Business

Ordered, That consideration of Government Business Order of the Day No. 4 be resumed.

21. Coal Industry Superannuation Amendment Bill 2013

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 Minister for Mines and Petroleum 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.

22. Medicines, Poisons and Therapeutic Goods Bill 2013

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

Debate resumed.

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

Question put and passed.

23. Adjournment

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

Question put and passed.

The Assembly adjourned accordingly at 4.53 p.m. until Tuesday, 24 September 2013 at 2.00 p.m.

Members present during any part of the day's proceedings – All the members except Mr V.A. Catania and Mr D.A. Templeman.

PETER J. McHUGH
Clerk of the Legislative Assembly

HON. MICHAEL SUTHERLAND
Speaker of the Legislative Assembly