

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY**VOTES AND PROCEEDINGS****No. 122****FIRST SESSION OF THE THIRTY-EIGHTH PARLIAMENT****TUESDAY, 23 NOVEMBER 2010****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 Premier on the recent changes to the Ministry.

Papers

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

By the Premier –

Premier and Cabinet, Department of – State Government Ministerial Offices as at 22 November 2010 (2909).

Premier and Cabinet, Department of – Ministers' Representation in the other House – Allocation of Portfolios as at 22 November 2010 (2910).

The Minister for Indigenous Affairs on the school-based Partnership, Acceptance, Learning and Sharing (PALS) program.

The Minister for Planning on the commencement of the *Approvals and Related Reforms (No. 4) (Planning) Act 2010*.

The Minister for Water on the Water Corporation's offer to send a robot to provide assistance with the attempted rescue of the 29 trapped New Zealand Pike River miners.

3. Questions

Questions without Notice were taken.

Questions on Notice Nos 4354 and 4355 were asked.

Questions on Notice Nos 4208, 4209, 4218, 4222, 4223, 4225, 4228 to 4231, 4233 and 4235 were answered.

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

Question on Notice No. 4208 – Officers in the Senior Executive Service in the Departments of Health and Indigenous Affairs as at June 2008, 2009 and 2010 (2903).

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

Question on Notice No. 4209 – Officers in the Senior Executive Service in the Departments of Mines and Petroleum, Fisheries and Electoral Affairs as at June 2008, 2009 and 2010 (2904).

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

Question on Notice No. 4218 – Officers in the Senior Executive Service in the Departments of Child Protection, Community Services, Seniors and Volunteering and Women's Interests as at June 2008, 2009 and 2010 (2905).

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

Question on Notice No. 4223 – Officers in the Senior Executive Service in the Departments of Commerce, Science and Innovation and Housing as at June 2008, 2009 and 2010 (2906).

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

Question on Notice No. 4222 – Officers in the Senior Executive Service in the Departments of Environment, Youth as at June 2008, 2009 and 2010 (2907).

Paper tabled by the Minister for Education; Tourism –

Question on Notice No. 4233 – List of schools receiving extra funding as a result of recommendations made by the Education and Health Standing Committee Report No. 4 2009 – Children Missing Out: Education Support for Students on 457 Visas (2908).

4. Petitions

School Crossing on Guildford Road – Ms L.L. Baker presented a petition from 22 persons requesting that the Type A school crossing be reinstated on Guildford Road to assist students of Bayswater and St Columba's Primary Schools (P. 347).

Guildford Hotel – Mr J.N. Hyde presented a petition from 5,986 persons requesting that the Guildford Hotel be immediately renovated and restored, including the placement of a roof (P. 348).

Road from Newman to Marble Bar – Mr T.G. Stephens presented a petition from 111 persons requesting that the State Government upgrade and seal the inland Pilbara road from Newman to Marble Bar (P. 349).

Dialysis Machine in Tom Price – Mr T.G. Stephens presented a petition from 147 persons requesting that a dialysis machine be installed in Tom Price (P. 350).

Increase in fees and charges to householders – Mr C.J. Tallentire presented a petition from 19 persons requesting that the Legislative Assembly voices the case of householders aggrieved by the increases in fees and charges (P. 351).

Canning Bridge Precinct Vision – Dr J.M. Woppard presented a petition from 1 person requesting that aspects of the Canning Bridge Precinct Vision be restricted (P. 352).

Draft Canning Bridge Precinct Vision – Dr J.M. Woppard presented a petition from 49 persons requesting that the Canning Bridge Precinct Vision be referred for further investigation (P. 353).

Animal Welfare Unit Inspectorate – Mr J.C. Kobelke presented a petition from 25 persons requesting that six permanent full-time General Inspectors be fully funded for the Department of Local Government's Animal Welfare Unit Inspectorate (P. 354).

5. Papers

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

- Betting Control Act 1954 – Regulations (Betting Control Amendment Regulations (No. 3) 2010 G.G. 19/11/2010) (2881).
- Casino Control Act 1984 – Regulations (Casino Control (Burswood Island) (Licensing of Employees) Amendment Regulations (No. 2) 2010 G.G. 19/11/2010) (2882).
- Cemeteries Act 1986 – Local Laws (City of Rockingham Cemeteries Amendment Local Law 2010 G.G. 19/11/2010) (2883).
- Dividing Fences Act 1961 – Local Laws (City of Rockingham Fencing Amendment Local Law 2010 G.G. 19/11/2010) (2884).
- Dog Act 1976 – Local Laws (Town of Kwinana – Dogs Local Law 2010 G.G. 19/11/2010) (2885).
- Gaming and Wagering Commission Act 1987 – Regulations (Gaming and Wagering Commission Amendment Regulations 2010 G.G. 19/11/2010) (2886).
- Legal Profession Act 2008 – Rules (Legal Profession Conduct Rules 2010 G.G. 19/11/2010) (2887).
- Liquor Control Act 1988 – Regulations (Liquor Control Amendment Regulations (No. 10) 2010 G.G. 19/11/2010) (2888).
- Local Government Act 1995 – Local Laws (Shire of Nannup Standing Orders Amendment Local Law 2010 G.G. 19/11/2010) (2889).
- Lotteries Commission Act 1990 – Rules (Lotteries Commission (Cash 3) Amendment Rules 2010 G.G. 19/11/2010) (2890).
- Lotteries Commission Act 1990 – Rules (Lotteries Commission (Internet Entries) Rules 2010 G.G. 19/11/2010) (2891).
- Lotteries Commission Act 1990 – Rules (Lotteries Commission (Monday and Wednesday Lotto) Amendment Rules (No. 2) 2010 G.G. 19/11/2010) (2892).
- Lotteries Commission Act 1990 – Rules (Lotteries Commission (Oz Lotto) Amendment Rules (No. 2) 2010 G.G. 19/11/2010) (2893).
- Lotteries Commission Act 1990 – Rules (Lotteries Commission (Powerball) Amendment Rules 2010 G.G. 19/11/2010) (2894).
- Lotteries Commission Act 1990 – Rules (Lotteries Commission (Saturday Lotto) Amendment Rules (No. 2) 2010 G.G. 19/11/2010) (2895).
- Lotteries Commission Act 1990 – Rules (Lotteries Commission (Soccer Pools) Amendment Rules (No. 2) 2010 G.G. 19/11/2010) (2896).
- Lotteries Commission Act 1990 – Rules (Lotteries Commission (Super 66) Amendment Rules 2010 G.G. 19/11/2010) (2897).
- Poisons Act 1964 – Regulations (Poisons Amendment Regulations (No. 4) 2010 G.G. 19/11/2010) (2898).
- Poisons Act 1964 – Regulations (Poisons Amendment Regulations (No. 6) 2010 G.G. 19/11/2010) (2899).
- Racing and Wagering Western Australia Act 2003 – Regulations (Racing and Wagering Western Australia Amendment Regulations 2010 G.G. 19/11/2010) (2900).
- Racing Penalties (Appeals) Act 1990 – Regulations (Racing Penalties (Appeals) Amendment Regulations 2010 G.G. 19/11/2010) (2901).
- Road Traffic Act 1974 – Regulations (Road Traffic Code Amendment Regulations (No. 3) 2010 G.G. 19/11/2010) (2902).

6. Notices of Motion

7. Removal of Order of the Day

The Speaker advised members that the Orders of the Day that appeared on the last Notice Paper as Nos 1 and 2 under Private Members' Business, the Matter of Public Interest – Government Wages and

Funding Cuts, and the Public Funding of the State's Critical Port Infrastructure, had not been debated for more than 12 calendar months and had been removed from the Notice Paper.

8. Matter of Public Interest – Living Standards of Western Australians

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

At least five members having risen in support,

Mr E.S. Ripper moved,

That this House condemns the Premier for his decisions to attack the living standards and quality of life of Western Australians.

Debate ensued.

Question put.

The Assembly divided.

Ayes (22)

Dr A.D. Buti	Mr M. McGowan	Mr T.G. Stephens
Ms A.S. Carles	Mr M.P. Murray	Mr C.J. Tallentire
Mr R.H. Cook	Mr A.P. O'Gorman	Mr P.C. Tinley
Ms J.M. Freeman	Mr P. Papalia	Mr A.J. Waddell
Mr J.N. Hyde	Mr J.R. Quigley	Mr B.S. Wyatt
Mr W.J. Johnston	Ms M.M. Quirk	Mr D.A. Templeman (<i>Teller</i>)
Mr J.C. Kobelke	Mr E.S. Ripper	
Mr F.M. Logan	Mrs M.H. Roberts	

Noes (26)

Mr F.A. Alban	Mr J.M. Francis	Ms A.R. Mitchell
Mr C.J. Barnett	Mr B.J. Grylls	Dr M.D. Nahan
Mr I.C. Blayney	Dr K.D. Hames	Mr C.C. Porter
Mr J.J.M. Bowler	Mrs L.M. Harvey	Mr D.T. Redman
Mr T.R. Buswell	Dr G.G. Jacobs	Mr A.J. Simpson
Mr G.M. Castrilli	Mr R.F. Johnson	Mr M.W. Sutherland
Dr E. Constable	Mr A. Krsticevic	Dr J.M. Woollard
Mr M.J. Cowper	Mr W.R. Marmion	Mr J.E. McGrath (<i>Teller</i>)
Mr J.H.D. Day	Mr P.T. Miles	

Question thus negatived.

9. Message from the Governor

Message No. 118 from His Excellency the Governor was reported assenting to the Building and Construction Industry Training Fund and Levy Collection Amendment Bill 2010, Act No. 47 of 2010.

10. Iron Ore Agreements Legislation Amendment Bill (No. 2) 2010

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.

Ordered, That the consideration in detail of the bill be made an Order of the Day for a later stage of the day's sitting.

11. Messages from the Legislative Council

Messages from the Legislative Council were reported returning the following bills without amendment –

23 November 2010

Road Traffic Legislation Amendment (Disqualification by Notice) Bill 2010 (Message No. 121).

Mutual Recognition (Western Australia) Bill 2010 (Message No. 122).

Perry Lakes Redevelopment Amendment Bill 2010 (Message No. 123).

12. Occupational Licensing National Law (WA) Bill 2010

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

Debate resumed.

Question put.

The Assembly divided.

Ayes (24)

Mr P. Abetz	Mr J.H.D. Day	Mr P.T. Miles
Mr C.J. Barnett	Mr B.J. Grylls	Ms A.R. Mitchell
Mr I.C. Blayney	Dr K.D. Hames	Dr M.D. Nahan
Mr J.J.M. Bowler	Mrs L.M. Harvey	Mr C.C. Porter
Mr T.R. Buswell	Dr G.G. Jacobs	Mr D.T. Redman
Mr G.M. Castrilli	Mr R.F. Johnson	Mr M.W. Sutherland
Mr V.A. Catania	Mr A. Krsticevic	Mr T.K. Waldron
Dr E. Constable	Mr W.R. Marmion	Mr A.J. Simpson (<i>Teller</i>)

Noes (20)

Ms L.L. Baker	Mr M. McGowan	Mr T.G. Stephens
Dr A.D. Buti	Mr M.P. Murray	Mr C.J. Tallentire
Mr R.H. Cook	Mr A.P. O'Gorman	Mr P.C. Tinley
Mr J.N. Hyde	Mr P. Papalia	Mr A.J. Waddell
Mr W.J. Johnston	Mr J.R. Quigley	Mr B.S. Wyatt
Mr J.C. Kobelke	Ms M.M. Quirk	Mr D.A. Templeman (<i>Teller</i>)
Mr F.M. Logan	Ms R. Saffioti	

Question thus passed.

Bill read a second time.

Ordered, That the consideration in detail of the bill be made an Order of the Day for a later stage of the day's sitting.

13. Heritage and Planning Legislation 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.

Question put and passed.

Bill read a second time.

Leave was granted to proceed forthwith to the third reading.

The Minister for Heritage moved, That the bill now read a third time.

Question put and passed.

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

14. Adjournment

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

Question put and passed.

The Assembly adjourned accordingly at 10.17 p.m. until Wednesday, 24 November 2010 at 12.00 noon.

Members present during any part of the day's proceedings – All the members except Mrs C.A. Martin and Mr P.B. Watson.

PETER J. McHUGH

Clerk of the Legislative Assembly

HON. GRANT WOODHAMS

Speaker of the Legislative Assembly