

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 195

FIRST SESSION OF THE THIRTY-NINTH PARLIAMENT

TUESDAY, 22 MARCH 2016

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 Training and Workforce Development on the 2015 Student Satisfaction Survey of State Training Providers in Western Australia.

The Minister for Culture and the Arts on the discovery of the Samuel Wright shipwreck.

The Minister for Finance on the new capped limits for eligible pensioners in respect of local government rates and water rates concessions that will apply for the 2016–17 rating year.

The Minister for Water on the United Nations World Water Day.

The Minister for Transport on increases in cycling traffic to and from the Perth CBD.

3. Questions

Questions without Notice were taken.

Questions on Notice Nos 5259 to 5263 were asked.

Questions on Notice Nos 4962, 4972, 4974, 4979, 4991, 5037, 5039, 5044, 5050, 5053, 5054, 5056, 5059, 5088, 5090, 5091, 5098 to 5101, 5105, 5106, 5108, 5115, 5116, 5118, 5120, 5122, 5123, 5125, 5127 and 5129 were answered.

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

Question on Notice No. 4974 – Details of conferences, seminars or workshops organised by a private organisation attended by officers or board members of departments, agencies, Commissions or Government Trading Enterprises under the Minister's portfolio of responsibilities since 1 July 2014 (3980).

Question on Notice No. 4991 – Details of conferences, seminars or workshops organised by private or not-for-profit organisations which were sponsored by a department, agency, Commission or Government Trading Enterprise under the Minister's portfolio of responsibilities since 1 July 2014 (3981).

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

Question on Notice No. 4972 – Details of conferences, seminars or workshops organised by a private organisation attended by officers or board members of departments, agencies, Commissions or Government Trading Enterprises under the Minister's portfolio of responsibilities since 1 July 2014 (3982).

Papers tabled by the Minister for Water; Sport and Recreation; Forestry –

Question on Notice No. 4962 – Details of conferences, seminars or workshops organised by a private organisation attended by officers or board members of departments, agencies, Commissions or Government Trading Enterprises under the Minister's portfolio of responsibilities since 1 July 2014 (3983).

Question on Notice No. 4979 – Details of conferences, seminars or workshops organised by private or not-for-profit organisations which were sponsored by a department, agency, Commission or Government Trading Enterprise under the Minister's portfolio of responsibilities since 1 July 2014 (3984).

Paper tabled by the Minister for Environment –

Question on Notice No. 5088 – Details of environmental monitoring undertaken at the Iluka synthetic rutile plant since April 2015 (3985).

Paper tabled by the Minister for Community Services –

Question on Notice No. 5099 – List of programs funded by the State Community Services budget for the prenatal period and for zero to three year-olds between 2012 and 2016 (3986).

4. Speaker's Statement – Appointment of an Acting Speaker

The Speaker advised members that he had appointed the member for Geraldton as an Acting Speaker from Tuesday, 22 March 2016 to Thursday, 24 March 2016.

5. Speaker's Statement – Legislation Committee

The Speaker advised members that the Legislation Committee that had been established to deal with the Health Services Bill 2016 would deal only with that bill, and only members appointed may vote in relation to the proceedings of the committee. Other members may participate, but cannot vote, move any motion or be counted for the purpose of a quorum.

The Committee would suspend to enable members to attend quorums and divisions, and may also suspend to allow members to attend Question Time and other proceedings in the Assembly.

6. Petitions

Thornlie Train Line – Mr C.J. Tallentire presented a petition from 60 persons asking the Legislative Assembly to call upon the Barnett Government to embrace the extension of the Thornlie Line and fund urgent planning work without delay (P. 352).

Cockburn Cement Limited's Operations in Munster – Mr F.M. Logan presented a petition from 95 persons asking the Legislative Assembly to make amendments to Cockburn Cement's licence due to public health and environmental concerns (P. 353).

7. Papers

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

By the Clerk –

Electricity Corporations (Electricity Generation and Retail Corporation) Regulations 2013 – Exemption from Regulations 13(1), 14 and 17(2) of the Electricity Generation and Retail Corporations (Electricity Generation and Retail Corporation) Regulations 2013 (3973).

Fish Resources Management Act 1994 – Management Plans (West Coast Rock Lobster Managed Fishery Management Plan Amendment (No. 2) 2016 [1273] G.G. 14/03/2016) (3974).

Fish Resources Management Act 1994 – Regulations (Fish Resources Management Amendment Regulations (No. 3) 2016 G.G. 18/03/2016) (3975).

Fish Resources Management Act 1994 – Regulations (Fish Resources Management Amendment Regulations 2016 G.G. 18/03/2016) (3976).

Forest Products Commission of Western Australia – Half-Year Report to 31 December 2015 (3977).

Prisons Act 1981 – Regulations (Prisons (Prison Officers Drug and Alcohol Testing) Regulations 2016 G.G. 18/03/2016) (3978).

Young Offenders Act 1994 – Regulations (Young Offenders (Custodial Officers Drug and Alcohol Testing) Regulations 2016 G.G. 18/03/2016) (3979).

8. Messages from the Governor

Messages from Her Excellency the Governor were reported assenting to the following bills –

No. 3 – 21 March 2016

Western Australian Health Promotion Foundation Act 2016, Act No. 3 of 2016.

No. 4 – 21 March 2016

Anzac Day Amendment Act 2016, Act No. 4 of 2016.

Anzac Day Amendment Act (No. 2) 2016, Act No. 5 of 2016.

9. Notice of Motion

10. Education and Health Standing Committee – Terms of Reference

The Speaker advised that he had received a letter dated 22 March 2016 from the Chair of the Education and Health Standing Committee, advising that the Committee had resolved to inquire into the worrying number of suicides among Aboriginal youth in Western Australia, particularly in remote communities. The Committee will report by 17 November 2016.

11. Matter of Public Interest – Privatisation of Western Power

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

At least five members having risen in support,

Mr M. McGowan moved,

That this House oppose the privatisation of Western Power.

Debate ensued.

Question put.

The Assembly divided.

Ayes (21)

Ms L.L. Baker
 Dr A.D. Buti
 Mr R.H. Cook
 Ms J. Farrer
 Ms J.M. Freeman
 Mr R.F. Johnson
 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.B. Watson
 Mr B.S. Wyatt
 Mr D.A. Templeman (*Teller*)

Noes (35)

Mr P. Abetz
 Mr F.A. Alban
 Mr C.J. Barnett
 Mr I.C. Blayney
 Mr I.M. Britza
 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

Mr 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
 Ms L. Mettam

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*)

Question thus negated.

12. Noongar (Koorah, Nitja, Boordahwan) (Past, Present, Future) Recognition Bill 2015

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 Premier 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.

13. Land Administration (South West Native Title Settlement) Bill 2015

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

Debate resumed.

Paper

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

By the Premier –

Premier, The – Response to questions arising in the Second Reading Debate of the Land Administration (South West Native Title Settlement) Bill 2016 (3987).

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 the next sitting of the Assembly.

14. Motor Vehicle (Catastrophic Injuries) Bill 2016

The Order of the Day for the consideration in detail of the bill was read.

CONSIDERATION IN DETAIL

Clauses 1 to 9 agreed to.

Clause 10.

Paper

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

By the Treasurer –

Treasurer, The – Motor Vehicle (Catastrophic Injuries), Drafting Instructions for Subsidiary Legislation (3988).

Clause agreed to.

Clauses 11 to 53 agreed to.

Title agreed to.

Consideration in detail concluded.

Leave was granted to proceed forthwith to the third reading of the bill.

The Treasurer 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.

15. Co-operatives Amendment Bill 2015

Message No. 123 dated 22 March 2016 from the Legislative Council was reported forwarding for concurrence a bill for “An Act to amend the *Co-operatives Act 2009*.”

Ordered, That the first reading of the bill be made an Order of the Day for the next sitting of the Assembly.

16. Adjournment

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

Question put and passed.

The Assembly adjourned accordingly at 10.06 p.m. until Wednesday, 23 March 2016 at 12.00 noon.

Members present during any part of the day's proceedings – All the members except Mr P.C. Tinley.

KIRSTEN M. ROBINSON
Clerk of the Legislative Assembly

HON. MICHAEL SUTHERLAND
Speaker of the Legislative Assembly