

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 23

FIRST SESSION OF THE THIRTY-NINTH PARLIAMENT

TUESDAY, 6 AUGUST 2013

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 reconstitution of the Ministry.

Paper

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

By the Premier –

Premier – Reconstitution of the Ministry, 5 August 2013 (505).

Premier – Ministers' Representation in the Other House – Allocation of Portfolios (as at 5 August 2013) (506).

The Premier on the final offer to the South West Aboriginal Land and Sea Council to settle native title claims across the South West of Western Australia.

The Minister for Veterans on the death of Able Seaman Arthur Bancroft.

3. Personal Explanation

The Deputy Premier made a personal explanation on the payment of a number of accommodation allowance claims.

4. Speaker's Statement – Presentation of the Budget

The Speaker advised members that in accordance with standard practice, the Budget would be presented at 2.00 p.m. on Thursday, and Members' 90 second statements would occur at 12.20 p.m. and Questions without Notice at 12.30 p.m.

5. Questions

Questions without Notice were taken.

Questions on Notice Nos 936 to 1011 were asked.

Questions on Notice Nos 284 to 288, 291 to 294, 298, 300 to 303, 306, 307, 309, 310, 315 to 320, 322, 325, 327, 329 to 331, 333, 334, 336, 337, 339, 342, 343, 345, 348, 350, 352, 353, 355, 358 to 361, 364, 366 to 368, 370, 371, 373, 375 to 377, 379, 380, 382, 384 to 387, 389, 392, 404, 405, 409, 413, 423, 431, 436, 442, 444, 445, 449, 462, 464, 466, 471, 476, 477, 479, 481 to 485, 488 to 491, 493, 494, 496, 501, 505, 508, 510, 513, 514, 517, 519 to 521, 523, 524, 526, 528 to 530, 532, 536, 538, 539, 542, 544, 545, 548, 549, 551, 553, 563, 564, 566, 568, 569, 571, 573, 574, 576, 578, 579, 581, 583, 584, 586, 588, 589, 591, 593, 594, 596, 598, 599, 601, 603, 604, 606, 607, 611, 613, 616, 618, 619, 623, 625, 628, 630, 631, 634, 635, 637, 640 to 643, 647, 649, 652, 654, 655, 658, 659, 661, 664, 666, 667, 671, 673, 676, 678, 679, 683, 685, 688, 690, 691, 695, 697, 700, 702, 703, 707, 709, 712 to 714, 716, 717, 719, 720, 722, 723, 726, 729, 731, 733 to 737, 739 to 741, 743, 744, 746 to 748, 750, 751, 753, 754, 756 to 758, 760 to 763, 767, 769, 772, 774, 775, 778, 779, 781, 782, 784, 786, 788, 789, 792, 793, 796, 798, 802, 803, 814 to 825, 830, 832 to 835, 841, 844, 845, 847, 850, 874 to 885, 894 to 896, 903, 906 and 908 to 910 were answered.

Papers tabled by the Premier; Minister for State Development; Science –

Question on Notice No. 384 – Details of hospitality received by officers above level 3.1 for each department, agency or government trading enterprises within the Premier's portfolios (461).

Question on Notice No. 536 – Details of Aboriginal people employed by the public sector as a result of the *Aboriginal Employment Strategy 2011–2015* (462).

Papers tabled by the Minister for Health –

Question on Notice No. 385 – Details of assaults recorded against nurses in the Western Australian health system for each month from January to March 2012 and January to March 2013 (463).

Question on Notice No. 404 – Details of Department of Health advertising spend in each month from January 2012 to March 2013 (464).

Question on Notice No. 802 – Breakdown of spending on children's health in the 2010–2011, 2011–2012 and 2012–2013 health budgets (465).

Paper tabled by the Treasurer; Minister for Transport; Fisheries –

Question on Notice No. 310 – Copies of communication agreements signed by the Treasurer for each respective department, agency or government-owned corporation within the Treasurer's portfolio responsibilities (466).

Papers tabled by the Minister for Regional Development; Lands –

Question on Notice No. 312 – Copies of communication agreements signed by the Minister for Regional Development for each respective department, agency or government-owned corporation within the Minister for Regional Development's portfolio responsibilities (467).

Question on Notice No. 382 – Details of hospitality received by officers above level 3.1 for each department, agency or government trading enterprises within the Minister for Regional Development's portfolios (468).

Question on Notice No. 445 – Details of boards and committees within the Minister for Regional Development (469).

Question on Notice No. 431 – Details of motor vehicles provided to senior executives above level 9.1 in the Minister for Regional Development's departments and agencies as at 7 June 2013 (470).

Question on Notice No. 601 – Details of meetings or contact between the Minister, or staff from the Minister for Regional Development's office and GRA Everingham since 21 March 2013 (471).

Question on Notice No. 830 – Breakdown of spending accounted for under the SuperTown Development Project Fund for the years 2011–2012 and 2012–2013 (472).

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

Question on Notice No. 293 – Locations of properties owned by the Western Australian Planning Commission (473).

Question on Notice No. 309 – Copies of communication agreements signed by the Minister for Planning for each respective department, agency or government-owned corporation within the Minister for Planning's portfolio responsibilities (474).

Question on Notice No. 379 – Details of hospitality received by officers above level 3.1 for each department, agency or government trading enterprises within the Minister for Planning's portfolios (475).

Question on Notice No. 436 – Details of motor vehicles provided to senior executives above level 9.1 in the Minister for Planning's departments and agencies as at 7 June 2013 (476).

Question on Notice No. 523 – Spending on art in each department and agency under the Minister for Planning's portfolios (477).

Question on Notice No. 877 – Details of the Executive, Finance and Property Committee and its meetings in 2012–2013 (478).

Question on Notice No. 878 – Details of the Statutory Planning Committee and its meetings in 2012–2013 (479).

Question on Notice No. 876 – Details of the Infrastructure Coordinating Committee and its meetings in 2012–2013 (480).

Question on Notice No. 879 – Expenditure undertaken from revenue collected by the Metropolitan Region Improvement Tax in 2012–2013 (481).

Question on Notice No. 880 – Expenditure undertaken from revenue collected by the Metropolitan Region Improvement Tax in 2010–2011 (482).

Question on Notice No. 881 – Expenditure undertaken from revenue collected by the Metropolitan Region Improvement Tax in 2011–2012 (483).

Question on Notice No. 884 – Properties acquired by the Western Australian Planning Commission in 2011–2012 for primary regional roads (484).

Question on Notice No. 885 – Properties acquired by the Western Australian Planning Commission in 2012–2013 (485).

Paper tabled by the Minister for Police –

Question on Notice No. 442 – Ethnicity of recipients of move-on notices from 2008 to 2013 (486).

Papers tabled by the Minister for Training and Workforce Development; Water; Forestry –

Question on Notice No. 307 – Copies of communication agreements signed by the Minister for Training and Workforce Development for each respective department, agency or government-owned corporation within the Minister for Training and Workforce Development's portfolio responsibilities (487).

Question on Notice No. 377 – Details of hospitality received by officers above level 3.1 for each department, agency or government trading enterprise within the Minister for Training and Workforce Development's portfolios (488).

Question on Notice No. 521 – Spending on art in each department and agency under the Minister for Training and Workforce Development's portfolios (489).

Question on Notice No. 758 – Details of motor vehicles provided to each agency and department under the Minister for Training and Workforce Development's control and associated costs (490).

Papers tabled by the Minister for Sport and Recreation; Racing and Gaming –

Question on Notice No. 303 – Copies of communication agreements signed by the Minister for Sport and Recreation for each respective department, agency or government-owned corporation within the Minister for Sport and Recreation's portfolio responsibilities (491).

Question on Notice No. 373 – Details of hospitality received by officers above level 3.1 for each department, agency or government trading enterprise within the Minister for Sport and Recreation’s portfolios (492).

Question on Notice No. 409 – Table of harness racing offences relating to the use of milkshakes on horses (493).

Papers tabled by the Minister for Environment; Heritage –

Question on Notice No. 300 – Copies of communication agreements signed by the Minister for Environment for each respective department, agency or government-owned corporation within the Minister for Environment’s portfolio responsibilities (494).

Question on Notice No. 370 – Details of hospitality received by officers above level 3.1 for each department, agency or government trading enterprise within the Minister for Environment’s portfolios (495).

Question on Notice No. 716 – Details of amounts paid for purchase or hire of flowers and plants for each department and agency under the Minister for Environment’s portfolio responsibilities (496).

Question on Notice No. 896 – Details of employees employed by the Department of Environment and Conservation who are performing the functions of the Swan River Trust (497).

Question on Notice No. 903 – Correspondence relating to the Department of Premier and Cabinet’s Conflicts of Interest policy and the Minister for Environment’s Chief of Staff (498).

Question on Notice No. 908 – Breakdown of staffing at the Department of Environment and Conservation (499).

Question on Notice No. 909 – Details of accommodation owned and leased by the Department of Environment and Conservation (500).

Question on Notice No. 910 – Details of review, inquiries, committees and taskforces established in each department and agency under the Minister for Environment’s portfolio responsibilities (501).

Paper tabled by the Minister for Local Government; Community Services; Seniors and Volunteering; Youth –

Question on Notice No. 301 – Copies of communication agreements signed by the Minister for Local Government for each respective department, agency or government-owned corporation within the Minister for Local Government’s portfolio responsibilities (502).

Paper tabled by the Minister representing the Attorney General; Minister for Commerce –

Question on Notice No. 375 – Details of hospitality received by officers above level 3.1 for each department, agency or government trading enterprise within the Attorney General’s portfolios (503).

Paper tabled by the Minister representing the Minister for Mental Health; Disability Services; Child Protection –

Question on Notice No. 306 – Copies of communication agreements signed by the Minister for Mental Health for each respective department, agency or government-owned corporation within the Minister for Mental Health’s portfolio responsibilities (504).

Questions on Notice Nos 260, 275, 295, 297, 321, 323, 324, 326, 328, 332, 354, 357, 365, 388, 390, 391, 393, 394, 397, 399 to 401, 403, 406 to 408, 410 to 412, 414, 415, 417, 430, 435, 437, 438, 441, 446, 447, 450 to 456, 463, 465, 467 to 470, 498, 502 to 504, 506, 507, 509, 516, 533 to 535, 540, 541, 546, 565, 570, 575, 580, 585, 590, 600, 605, 610, 617, 622, 629, 646, 653, 665, 670, 677, 682, 694, 701, 706, 724, 780, 794, 799, 801, 804, 806 to 808, 827, 828, 836 to 839, 842, 848, 849, 886, 887, 897 to 901, 904, 905, 907 and 911 to 935 were answered on 1 August 2013.

Papers tabled by the Minister for Health –

Question on Notice No. 260 – Number of assaults in each metropolitan hospital in 2008–2009 (428).

Question on Notice No. 323 – Number of patients removed from surgery waitlists for each month between January 2012 and April 2013 (429).

Question on Notice No. 324 – Details of nursing departures from employment within the public health system from January 2012 to March 2013 and nursing recruitment from January 2012 to April 2013 (430).

Question on Notice No. 332 – Information relating to recruitment and retention of nursing graduates in the public health system (431).

Question on Notice No. 394 – Details of doctors departing employment with the public health system from January 2012 to March 2013 and doctor recruitment from January 2012 to April 2013 (432).

Question on Notice No. 400 – Details relating to deferrals of elective surgery from January 2012 to March 2013 (433).

Question on Notice No. 401 – Details of funded enabling works for the Collie Hospital (434).

Question on Notice No. 406 – Total hours of ambulance ramping for each day in May 2013 at metropolitan hospitals (435).

Question on Notice No. 408 – Total hours of ambulance ramping for each day in March 2013 at metropolitan hospitals (436).

Question on Notice No. 411 – Total hours of ambulance ramping for each day in January 2013 at metropolitan hospitals (437).

Question on Notice No. 451 – Information relating to clinical incidents at Department of Health hospitals from 1 March 2012 to 1 March 2013 (438).

Question on Notice No. 452 – Data relating to the ratio of General Practitioners to population in Western Australia as of 31 March 2012 (439).

Question on Notice No. 454 – Figures relating to the number of dentists, dental nurses and dental technicians employed in the South Metropolitan Health Service, North Metropolitan Health Service and Country Health Service as of 31 March 2012 and 31 March 2013 (440).

Question on Notice No. 456 – Number of specialists employed by the Western Australian Public Health System as at 31 March 2012 and 31 March 2013 (441).

Question on Notice No. 502 – Mean wait times for outpatient appointments for each quarter from January 2011 to March 2013 (442).

Question on Notice No. 506 – Data relating to wait times for child development specialist services (443).

Question on Notice No. 801 – Breakdown of the schedule of fees for Home and Community Care Services between the years 2008–2009 and 2012–2013 (444).

Question on Notice No. 887 – Average wait times for appointments with Oncology specialists for each quarter from January 2008 to June 2013 (445).

Papers tabled by the Minister for Finance –

Question on Notice No. 275 – Details of artworks purchased by offices of Ministers and the Premier since 1 July 2012 (446).

Question on Notice No. 437 – Details of motor vehicles provided to senior executives above level 9.1 as at 7 June 2013 (447).

Question on Notice No. 467 – Details relating to Tender Common User Agreement 22008 – *Provision of Temporary Personnel Services for Whole of Government* (448).

Papers tabled by the Minister for Water –

Question on Notice No. 498 – Map of pumping station near Cumberland Road, Lower King (449).

Question on Notice No. 808 – Figures relating to Water Corporation billing arrangements for the North, South, East Metropolitan, Agricultural, Mining and Pastoral and South West regions for the year 2012–2013 (450).

Papers tabled by the Minister for Training and Workforce Development –

Question on Notice No. 468 – Figures relating to the number of trade trainers that have been employed by Institutions of the Department of Training and Workforce Development from the year 2007–2008 to 2012–2013 (451).

Question on Notice No. 469 – Costs of enrolment in a trade category per semester for various trades between 2007 and 2013 (452).

Question on Notice No. 470 – Apprentices and trainees in training as at 31 March 2007, 31 March 2008, 31 March 2012 and 31 March 2013 (453).

Paper tabled by the Minister representing the Minister for Agriculture and Food –

Question on Notice No. 534 – Copy of communication agreement between the staff of the Minister for Agriculture and Food and the Department of Agriculture and Food (454).

6. Petitions

Public Services in Western Australia – Mr M. McGowan presented a petition from 4,104 persons requesting that the Legislative Assembly invests in quality public services which save, protect and enrich lives (P. 28).

Endeavour Primary School – Mr P. Papalia presented a petition from 581 persons requesting that the Legislative Assembly calls upon the Barnett Government to allocate money in the 2013–2014 financial year's budget for perimeter security fencing at Endeavour Primary School (P. 29).

7. Papers

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

Paper deemed tabled on 18 July 2013 –

By the Clerk –

Electricity Corporations Act 2005 – Ministerial Direction in accordance with section 111 of the Act – Electricity Generation Corporation (Interim Merger) Direction 2013 (Received by the Clerk of the Legislative Assembly and deemed tabled on 18 July 2013) (426).

Paper deemed tabled on 26 July 2013 –

By the Clerk –

Building Act 2011 – Building (s.67 Exemption) Amendment Order 2013 (Received by the Clerk of the Legislative Assembly and deemed tabled on 26 July 2013) (427).

Papers tabled today –

By the Speaker –

Inspector of Custodial Services, Office of the – Report No. 84: Report of an Announced Inspection of Karnet Prison Farm (Received by the Clerk of the Legislative Assembly on 3 July 2013 and held for a period of thirty days in accordance with the Act) (455).

By the Clerk –

Conservation and Land Management Act 1984 – Lease No. 2328/97 Between the Department of Environment and Conservation and Mr John Dennis for the Purpose of a Dam Site for Commercial Purposes Within a Portion of State Forest No. 64, Near Mount Barker (456).

Land Surveyors Licensing Board – Annual Report 2012 (457).

Salaries and Allowances Act 1975 – Report on the Remuneration of Judges, District Court Judges, Masters of the Supreme Court, Magistrates and the Parliamentary Inspector of the Corruption and Crime Commission (458).

State of Cockburn Sound – Annual Report 2012 (459).

Terrorism (Preventative Detention) Act 2006 – Quarterly Report, 30 June 2013 (460).

8. Notices of Motion

9. Matter of Public Interest – Forced Council Amalgamations

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 condemns the Premier for his numerous broken promises and dishonesty in misleading the people of Western Australia before the election in relation to the issue of forced council amalgamations.

Debate ensued.

Question put.

The Assembly divided.

Ayes (17)

Ms L.L. Baker
Mr R.H. Cook
Ms J.M. Freeman
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 (34)

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

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 P.T. Miles
Ms A.R. Mitchell
Mr N.W. Morton
Mr D.C. Nalder
Mr J. Norberger
Mr D.T. Redman
Mr A.J. Simpson
Mr M.H. Taylor
Mr T.K. Waldron
Mr J.E. McGrath (*Teller*)

Question thus negatived.

10. Message from the Governor

Message No. 6 from His Excellency the Governor was reported assenting to the following bills –

Supply Bill 2013, Act No. 3 of 2013.

Rates and Charges (Rebates and Deferments) Amendment Bill 2013, Act No. 4 of 2013.

Duties Legislation Amendment Bill 2013, Act No. 5 of 2013.

11. Messages from the Legislative Council

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

28 June 2013

Supply Bill 2013 (Message No. 9).

Rates and Charges (Rebates and Deferments) Amendment Bill 2013 (Message No. 10).

Duties Legislation Amendment Bill 2013 (Message No. 11).

12. Criminal Investigation (Identifying People) 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 30 agreed to.

Title agreed to.

Consideration in detail concluded.

Paper

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

By the Minister for Police –

Police, Minister for – *Criminal Investigation (Identifying People) Regulations 2002* Index Definitions (507).

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

The Minister for Police 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. Queen Elizabeth II Medical Centre Amendment Bill 2013

Message No. 12 dated 6 August 2013 from the Legislative Council was reported agreeing to the bill without amendment.

14. Petroleum and Geothermal Energy Legislation Amendment Bill 2013

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

CONSIDERATION IN DETAIL

Clauses 75 to 81 agreed to.

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

Question put and passed.

15. Adjournment

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

Question put and passed.

The Assembly adjourned accordingly at 10.45 p.m. until Wednesday, 7 August 2013 at 12.00 noon.

Members present during any part of the day's proceedings – All the members except Ms J. Farrer, Mr A. Krsticevic, and Dr M.D. Nahan.

PETER J. McHUGH
Clerk of the Legislative Assembly

HON. MICHAEL SUTHERLAND
Speaker of the Legislative Assembly