

WESTERN AUSTRALIA

# LEGISLATIVE ASSEMBLY

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## VOTES AND PROCEEDINGS

No. 63

FIRST SESSION OF THE THIRTY-NINTH PARLIAMENT

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WEDNESDAY, 26 FEBRUARY 2014

### 1. Meeting of Assembly

The Assembly met at 12.00 noon pursuant to adjournment.

The Speaker took the Chair.

Prayers were read.

### 2. Petitions

Swan and Canning Rivers – Mr C.J. Tallentire presented a petition from 47 persons requesting that the Legislative Assembly calls upon the Barnett Government to recognise the Swan and Canning Rivers and catchment area as a Western Australian icon and to re-instate the Swan River Trust as the responsible agency (P. 99).

Mental Health Bill 2013 – Mr W.R. Marmion presented a petition from 4 persons requesting that the Legislative Assembly passes amendments to the Mental Health Bill 2013 to help raise awareness and increase vigilance regarding misdiagnosis of mental illness (P. 100).

### 3. Paper

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

By the Clerk –

National Environment Protection Council – Annual Report 2012–2013 (1395).

### 4. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Premier on the tabling of the draft Noongar Recognition Bill.

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#### *Paper*

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

By the Premier –

Noongar Recognition Bill – Noongar (Koorah, Nitja, Boordahwan) (Past, Present, Future)  
Recognition Bill 2013 – Draft Bill (1396).

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The Minister for Planning on the tabling of the Peel Region Scheme Amendment 030/41.

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*Papers*

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

By the Minister for Planning –

Western Australian Planning Commission – Peel Region Scheme Amendment 030/41, Amendment Report (1397).

Western Australian Planning Commission – Peel Region Scheme Amendment 030/41, Report on Submissions (1398).

Western Australian Planning Commission – Peel Region Scheme Amendment 030/41, Map Number 14/3 (1399).

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The Minister for Water on the 35th Hydrology and Water Resources Symposium in Perth.

## **5. Electronic Conveyancing Bill 2013**

Message No. 35 dated 25 February 2014 from the Legislative Council was reported forwarding for concurrence a bill for “An Act to —

- provide for electronic conveyancing in Western Australia by enacting provisions that correspond to the Electronic Conveyancing National Law; and
- make consequential and other amendments to the *Duties Act 2008*, *Settlements Agents Act 1981*, *Taxation Administration Act 2003* and *Transfer of Land Act 1893*,

and for related purposes.”

The Minister for Lands moved, That the bill be read a first time.

Question put and passed.

The Minister for Lands presented an explanatory memorandum and bill read a first time.

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

The Minister for Lands moved, That the bill be now read a second time.

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

Question put and passed.

## **6. Custodial Legislation (Officers Discipline) 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 (Minister for Corrective Services speaking in reply) and adjourned until a later stage of the sitting.

## **7. Questions**

Questions without Notice were taken.

Questions on Notice Nos 1912 to 1921 were asked.

## **8. Matter of Public Interest – Transport Promises**

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 broken transport promises including MAX Light Rail, Airport Rail and the Ellenbrook BRT.

Debate ensued.

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*Suspension of Member*

The Speaker, having called Ms R. Saffioti to order more than three times, suspended the member from the service of the Assembly for the remainder of the sitting.

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Question put.

The Assembly divided.

**Ayes (14)**

Dr A.D. Buti  
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  
Mr C.J. Tallentire  
Mr B.S. Wyatt  
Mr D.A. Templeman (*Teller*)

**Noes (31)**

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

Ms E. Evangel  
Mr J.M. Francis  
Mrs G.J. Godfrey  
Dr K.D. Hames  
Mrs L.M. Harvey  
Mr C.D. Hatton  
Mr A.P. Jacob  
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  
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.

**9. Variation to the Order of Business**

Ordered, That consideration of Government Business Order of the Day No. 1 be resumed.

**10. Custodial Legislation (Officers Discipline) 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 (Minister for Corrective Services speaking in reply) and adjourned until a later stage of the sitting.

**11. Variation to the Order of Business**

Ordered, That Private Members' Business Notices of Motion Nos 17 and 18 be next considered.

**12. Perth Transport Services**

Mr R.H. Cook, pursuant to notice, moved,

That this House condemns the Government for its mismanagement of transport services including the cancellation of bus routes, and requests the introduction of new services in Perth's growing communities.

Debate ensued.

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

Question put and passed.

**13. Apprenticeship and Vocational Training**

Mr F.M. Logan, pursuant to notice, moved,

That this House condemns the Barnett Government for its abject failure to support apprenticeship training numbers in Western Australia, for the massive increases in student fees over the next four years and the undermining of accessible vocational based training for all Western Australians.

Debate ensued.

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

Question put and passed.

**14. Adjournment**

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

Question put and passed.

The Assembly adjourned accordingly at 6.59 p.m. until Thursday, 27 February 2014 at 9.00 a.m.

*Members present during any part of the day's proceedings* – All the members except Mr T.R. Buswell, Mr B.J. Grylls, Dr G.G. Jacobs, Mr W.J. Johnston, Dr M.D. Nahan, Mrs M.H. Roberts and Mr T.K. Waldron.

**PETER J. McHUGH**

Clerk of the Legislative Assembly

**HON. MICHAEL SUTHERLAND**

Speaker of the Legislative Assembly