

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS**No. 98****FIRST SESSION OF THE THIRTY-EIGHTH PARLIAMENT**

TUESDAY, 17 AUGUST 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 Minister for Tourism on the agreement between Tourism Western Australia and Jetstar to increase the number of flights into Perth.

The Minister for Agriculture and Food on his recent official visit to China to promote trade opportunities for the Western Australian agriculture and food industries.

3. Questions

Questions without Notice were taken.

Questions on Notice Nos 3734 to 3752 were asked.

Question on Notice No. 3435 was answered.

4. Papers

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

Cemeteries Act 1986 – Local Laws (Shire of Koorda Cemeteries Amendment Local Law 2010 G.G. 10/08/2010) (2408).

Co-operatives Act 2009 – Regulations (Co-operatives Regulations 2010 G.G. 13/08/2010) (2409).

Electoral Commission, Western Australian – 2009 Western Australian Referendum on Daylight Saving Report (2407).

Health Act 1911 – Regulations (Health (Offensive Trades Fees) Amendment Regulations 2010 G.G. 13/08/2010) (2410).

Health Act 1911 – Regulations (Health (Public Buildings) Amendment Regulations 2010 G.G. 13/08/2010) (2411).

Health Act 1911 – Regulations (Health (Treatment of Sewage and Disposal of Effluent and Liquid Waste) Amendment Regulations 2010 G.G. 13/08/2010) (2412).

5. Notices of Motion

6. Joint Standing Committee on the Corruption and Crime Commission – Terms of Reference

The Speaker advised members that he had received a letter dated 17 August 2010 from the Chairman of the Joint Standing Committee on the Corruption and Crime Commission, advising of a new inquiry to be undertaken with the following terms of reference:

That the Committee inquire into and report on the use of controlled operations and informants by anti-corruption and law enforcement agencies with particular emphasis on the risks of misuse of power, corruption, and threat to public safety.

The Committee proposes to report to the House on 21 April 2011.

7. Matter of Public Interest – Infrastructure Projects in Western Australia

The Speaker informed the Legislative 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 supports the provision of \$2 billion worth of infrastructure projects in Western Australia as committed to by the Commonwealth Government.

Debate ensued.

Mr J.M. Francis moved, To delete all words after “House” with the view to inserting –

“supports Federal Government infrastructure funding for Western Australia but opposes the Federal Government’s proposed minerals resource rent tax.”.

On the question, That the words be deleted,

Amendment put.

The Assembly divided.

Ayes (28)

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

Noes (24)

Ms L.L. Baker	Mr M. McGowan	Ms R. Saffioti
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 P.B. Watson
Mr W.J. Johnston	Ms M.M. Quirk	Mr M.P. Whitely
Mr J.C. Kobelke	Mr E.S. Ripper	Mr B.S. Wyatt
Mr F.M. Logan	Mrs M.H. Roberts	Mr D.A. Templeman (<i>Teller</i>)

Amendment thus passed.

On the question, That the words be inserted,

Amendment put.

The Assembly divided.

Ayes (28)

Mr P. Abetz
Mr F.A. Alban
Mr C.J. Barnett
Mr I.C. Blayney
Mr J.J.M. Bowler
Mr T.R. Buswell
Mr G.M. Castrilli
Mr V.A. Catania
Dr E. Constable
Mr M.J. Cowper

Mr J.H.D. Day
Mr J.M. Francis
Dr K.D. Hames
Mrs L.M. Harvey
Mr A.P. Jacob
Dr G.G. Jacobs
Mr R.F. Johnson
Mr A. Krsticevic
Mr W.R. Marmion
Mr P.T. Miles

Ms A.R. Mitchell
Dr M.D. Nahan
Mr C.C. Porter
Mr D.T. Redman
Mr A.J. Simpson
Mr M.W. Sutherland
Mr T.K. Waldron
Mr J.E. McGrath (*Teller*)

Noes (24)

Ms L.L. Baker
Ms A.S. Carles
Mr R.H. Cook
Ms J.M. Freeman
Mr J.N. Hyde
Mr W.J. Johnston
Mr J.C. Kobelke
Mr F.M. Logan

Mr M. McGowan
Mr M.P. Murray
Mr A.P. O’Gorman
Mr P. Papalia
Mr J.R. Quigley
Ms M.M. Quirk
Mr E.S. Ripper
Mrs M.H. Roberts

Ms R. Saffioti
Mr C.J. Tallentire
Mr P.C. Tinley
Mr A.J. Waddell
Mr P.B. Watson
Mr M.P. Whitely
Mr B.S. Wyatt
Mr D.A. Templeman (*Teller*)

Amendment thus passed.

On the question, That the motion, as amended, be agreed to,

Question put.

The Assembly divided.

Ayes (28)

Mr P. Abetz
Mr F.A. Alban
Mr C.J. Barnett
Mr I.C. Blayney
Mr J.J.M. Bowler
Mr T.R. Buswell
Mr G.M. Castrilli
Mr V.A. Catania
Dr E. Constable
Mr M.J. Cowper

Mr J.H.D. Day
Mr J.M. Francis
Dr K.D. Hames
Mrs L.M. Harvey
Mr A.P. Jacob
Dr G.G. Jacobs
Mr R.F. Johnson
Mr A. Krsticevic
Mr W.R. Marmion
Mr P.T. Miles

Ms A.R. Mitchell
Dr M.D. Nahan
Mr C.C. Porter
Mr D.T. Redman
Mr A.J. Simpson
Mr M.W. Sutherland
Mr T.K. Waldron
Mr J.E. McGrath (*Teller*)

Noes (24)

Ms L.L. Baker
Ms A.S. Carles
Mr R.H. Cook
Ms J.M. Freeman
Mr J.N. Hyde
Mr W.J. Johnston
Mr J.C. Kobelke
Mr F.M. Logan

Mr M. McGowan
Mr M.P. Murray
Mr A.P. O’Gorman
Mr P. Papalia
Mr J.R. Quigley
Ms M.M. Quirk
Mr E.S. Ripper
Mrs M.H. Roberts

Ms R. Saffioti
Mr C.J. Tallentire
Mr P.C. Tinley
Mr A.J. Waddell
Mr P.B. Watson
Mr M.P. Whitely
Mr B.S. Wyatt
Mr D.A. Templeman (*Teller*)

Question thus passed.

8. Prohibited Behaviour Orders Bill 2010

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 Attorney General –

Attorney General, Department of the – Juvenile 6 – Sentencing Outcomes from 2007–2009
(2413).

The Leader of the House moved, That the debate be adjourned until a later stage of the sitting.
Question put and passed.

9. Variation to the Order of Business

Ordered, That Government Business Orders of the Day Nos 2, 3 and 7 be next considered.

10. Retail Trading Hours Amendment (Armadale Special Trading Precinct) Bill 2010

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

11. Retail Trading Hours Amendment (Midland Special Trading Precinct) Bill 2010

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

12. Retail Trading Hours Amendment Bill 2009

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.

The Minister for Commerce moved,

Page 2, line 21 – To delete “tourism” and substitute:

“ special trading ”.

Page 3, line 15 – To delete “tourism” and substitute:

“ special trading ”.

Amendments put and passed.

Clause, as amended, agreed to.

Clauses 5 to 7 agreed to.

Title agreed to.

Consideration in detail concluded.

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

13. Adjournment

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

Question put and passed.

The Assembly adjourned accordingly at 10.00 p.m. until Wednesday, 18 August 2010 at 12.00 noon.

Members present during any part of the day's proceedings – All the members except Mr I.M. Britza, Mr B.J. Grylls, Mrs C.A. Martin and Mr T.G. Stephens.

PETER J. McHUGH

Clerk of the Legislative Assembly

HON. GRANT WOODHAMS

Speaker of the Legislative Assembly