

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 81

FIRST SESSION OF THE THIRTY-EIGHTH PARLIAMENT

WEDNESDAY, 5 MAY 2010

1. Meeting of Assembly

The Assembly met at 12.00 noon pursuant to adjournment.

The Speaker took the Chair.

Prayers were read.

2. Petitions

Strategic Grain Rail Network Review – Mr B.J. Grylls presented a petition from 2,513 persons requesting that the findings of the Strategic Grain Rail Network Review be rejected and that strategies to return rail to levels of efficiency be put in place (P. 277).

Air Conditioning in State Government Schools – Mr A.J. Waddell presented a petition from 70 persons requesting that all schools are adequately air conditioned (P. 278).

Urban Development South of the Moore River – Petitions requesting that the Legislative Assembly support the recommendation that the land adjoining the proposed Wilbinga Conservation Park be protected from future development were presented by –

Ms L.L. Baker from 20 persons (P. 279); and

Mr G.A. Woodhams from 100 persons (P. 280).

Commercial Growing of Genetically Modified Canola – Mr G.A. Woodhams presented a petition from 27 persons requesting that the Legislative Assembly reverse the decision to allow commercial growing of genetically modified canola in Western Australia (P. 281).

3. Papers

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

By the Speaker –

Auditor General, Office of the [OAG] – Report No. 3: Public Sector Performance Report 2010 (2039).

Auditor General, Office of the [OAG] – Report No. 4: Audit Results Report, Annual Assurance Audits Completed Since 2 November 2009, Including Universities and Public Colleges (2040).

By the Clerk –

Energy Safety Act 2006 – Notices (Energy Safety Levy Notice 2010 G.G. 20/04/2010) (2041).

Firearms Act 1973 – Regulations (Firearms Amendment (Manufacture of Frangible Ammunition) Regulations 2010 G.G. 23/04/2010) (2042).

Fish Resources Management Act 1994 – Management Plans (Specimen Shell Management Plan Amendment 2010 [924] G.G. 23/04/2010) (2043).

Hospitals and Health Services Act 1927 – Regulations (Hospitals (Licensing and Conduct of Private Hospitals) Amendment Regulations 2010 G.G. 27/04/2010) (2044).

Hospitals and Health Services Act 1927 – Regulations (Hospitals (Licensing and Conduct of Private Psychiatric Hostels) Amendment Regulations 2010 G.G. 27/04/2010) (2045).

Liquor Control Act 1988 – Regulations (Liquor Control (Wangkatjungka Restricted Area) Amendment Regulations 2010 G.G. 20/04/2010) (2046).

Liquor Control Act 1988 – Regulations (Liquor Control (Yakanarra Restricted Area) Regulations 2010 G.G. 30/04/2010) (2047).

Local Government Act 1995 – Local Laws (City of Armadale Signs Repeal Local Law 2010 G.G. 30/04/2010) (2048).

Local Government Act 1995 – Local Laws (City of Belmont Activities on Thoroughfares and Trading in Thoroughfares and Public Places Amendment Local Law 2008 G.G. 30/04/2010) (2049).

Mines Safety and Inspection Act 1994 – Regulations (Mines Safety and Inspection Levy Regulations 2010 G.G. 23/04/2010) (2050).

Poisons Act 1964 – Regulations (Poisons Amendment Regulations 2010 G.G. 27/04/2010) (2051).

Western Australian Meat Industry Authority Act 1976 – Regulations (Western Australian Meat Industry Authority Amendment Regulations 2010 G.G. 30/04/2010) (2052).

4. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Minister for Local Government on the amalgamation of local governments proposal.

The Minister for Emergency Services on the end of the Western Australian bushfire season and the beginning of the 2010 storm season.

The Minister for Water on the Government response to the National Water Services Association Utilities Performance Report.

5. Message from the Governor

Message No. 90 from His Excellency the Governor was reported assenting to the Treasurer's Advance Authorisation Bill 2010, Act No. 4 of 2010.

6. Variation to the Order of Business

Ordered, That Bills Notices of Motion Nos 3, 1 and 2 be next considered.

7. Misuse of Drugs Amendment Bill 2010

The Minister for Police, pursuant to notice, moved,

That a bill for “An Act to amend the *Misuse of Drugs Act 1981*.” be introduced and read a first time.

Question put and passed.

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

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

Ms R. Saffioti moved, That the debate be adjourned.

Question put and passed.

8. Railway (Tilley to Karara) Bill 2010

The Parliamentary Secretary representing the Minister for Transport, pursuant to notice, moved,

That a bill for “An Act to authorise the construction of a railway from Tilley to Karara, and for related purposes.” be introduced and read a first time.

Question put and passed.

The Parliamentary Secretary representing the Minister for Transport presented an explanatory memorandum and bill read a first time.

The Parliamentary Secretary representing the Minister for Transport moved, That the bill be now read a second time.

Paper

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

By the Parliamentary Secretary representing the Minister for Transport –

Railway (Tilley to Karara) Bill 2010 – Extension of the Freight Rail Network: Enabling Legislation (2053).

Ms R. Saffioti moved, That the debate be adjourned.

Question put and passed.

9. Health Practitioner Regulation National Law (WA) Bill 2010

The Minister for Health, pursuant to notice, moved,

That a bill for “An Act to –

- provide for a national registration and accreditation scheme for health practitioners; and
- repeal various Acts; and
- make consequential amendments to various Acts,

and for related purposes.” be introduced and read a first time.

Question put and passed.

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

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

Ms R. Saffioti moved, That the debate be adjourned.

Question put and passed.

10. Working with Children (Criminal Record Checking) Amendment Bill 2009

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

The Parliamentary Secretary representing the Minister for Child Protection moved, That the bill be now read a second time.

Mr M. McGowan moved, That the debate be adjourned.

Question put and passed.

11. Variation to the Order of Business

Ordered, That Government Business Order of the Day No. 3 be next considered.

12. Cannabis Law Reform Bill 2009

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 (Mr A. Krsticevic speaking) and adjourned until a later stage of the sitting.

13. Questions

Questions without Notice were taken.

Questions on Notice Nos 2860 to 2877 were asked.

Question on Notice No. 2487 was answered.

14. Variation to the Order of Business

Ordered, That Government Business Order of the Day No. 2 be next considered.

15. Approvals and Related Reforms (No. 4) (Planning) Bill 2009

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

CONSIDERATION IN DETAIL

Clauses 1 to 10 agreed to.

Clause 11.

Dr J.M. Woppard moved,

Page 7, after line 13 – To insert:

“

- (2) The Minister must not approve an improvement scheme or an amendment to an improvement scheme in accordance with section 87, if it allows structures 36 metres tall or higher, unless –
 - (a) the improvement scheme or amendment has been laid before each House of Parliament; and
 - (b) after a period of at least 14 sitting days after that improvement scheme or amendment was laid before it, each House has passed a resolution approving it.

”

Paper

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

By the Minister for Planning –

Planning Commission of Western Australia – Flowchart 1: Improvement Plans and Schemes under the *Approvals and Related Reforms (No. 4) (Planning) Bill 2009* and Flowchart 2: Preparation Process for Improvement Schemes under the *Approvals and Related Reforms (No. 4) (Planning) Bill 2009* (2054).

Debate interrupted by the Chair and adjourned until a later stage of the sitting.

16. Variation to the Order of Business

Ordered, That Private Members' Business Notices of Motions Nos 15 and 13 be next considered.

17. Household Fees and Charges, 2010–2011 Budget and Forward Estimates

Mr B.S. Wyatt, pursuant to notice, moved,

That the House demands that the Premier:

- (a) limit further increases in household fees and charges after the record increases contained in the 2009–2010 Budget;
- (b) ensure that the 2010–2011 Budget is an honest reflection of the State's finances; and

- (c) ensure that the forward estimates contain all of the projects announced by the Liberal-National Government.

Debate ensued.

Debate interrupted by the Chair (Minister for Water speaking) and adjourned until a later stage of the sitting.

18. Notice of Motion after the Time Prescribed

The Leader of the House was granted leave to give a late notice of motion.

19. Adjournment

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

Question put and passed.

The Assembly adjourned accordingly, at 7.01 p.m. until Thursday, 6 May 2010 at 9.00 a.m.

Members present during any part of the day's proceedings – All the members except Mr I.M. Britza.

PETER J. McHUGH

Clerk of the Legislative Assembly

HON. GRANT WOODHAMS

Speaker of the Legislative Assembly