

WESTERN AUSTRALIA

# LEGISLATIVE ASSEMBLY

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## VOTES AND PROCEEDINGS

No. 180

FIRST SESSION OF THE THIRTY-EIGHTH PARLIAMENT

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WEDNESDAY, 9 NOVEMBER 2011

### 1. Meeting of Assembly

The Assembly met at 12.00 noon pursuant to adjournment.

The Speaker took the Chair.

Prayers were read.

### 2. Papers

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

By the Speaker –

Auditor General, Office of the – Audit Results Report, Annual 2010–2011 Assurance Audits, Report 10 – November 2011 (4203).

By the Clerk –

Official Travel – Report of Interstate and Overseas Travel undertaken by Members of Parliament funded by the Imprest System for the three months ended 30 June 2011 (4204).

### 3. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Minister for Emergency Services on National State Emergency Services Week and ‘Wear Orange Wednesday’.

The Minister for Racing and Gaming on the commencement of Liquor Restricted Premises regulations.

The Minister for Environment on tourism at Ningaloo Marine Park.

### 4. Integrity (Lobbyists) Bill 2011

The Premier, pursuant to notice, moved,

That a bill for “An Act to promote and enhance public confidence in the transparency, integrity and honesty of dealings between lobbyists and government representatives by —

- providing for the registration of lobbyists; and
- providing for the issuing of a code of conduct for registered lobbyists in their dealings with government; and

- prohibiting registered lobbyists from agreeing to receive payments or other rewards that are dependent on the outcome of lobbying activities,

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

Question put and passed.

The Premier presented an explanatory memorandum and bill read a first time.

The Premier moved, That the bill be now read a second time.

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

Question put and passed.

## **5. Community Protection (Offender Reporting) Amendment Bill (No. 2) 2011**

The Minister for Police, pursuant to notice, moved,

That a bill for “An Act to amend the *Community Protection (Offender Reporting) Act 2004* and to make consequential amendments to the *Criminal Investigation (Identifying People) Act 2002* and the *Dangerous Sexual Offenders Act 2006*.” 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.

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

Question put and passed.

## **6. Legal Deposit Bill 2011**

The Minister for Culture and the Arts, pursuant to notice, moved,

That a bill for “An Act to facilitate the preservation of the State’s published documentary heritage for current and future generations by —

- requiring the deposit with the State Librarian of copies of certain published material; and
- authorising the State Librarian to require that certain material published on the Internet be deposited with the State Librarian,

and to make consequential amendments to the *Library Board of Western Australia Act 1951* and for related purposes.” be introduced and read a first time.

Question put and passed.

The Minister for Culture and the Arts presented an explanatory memorandum and bill read a first time.

The Minister for Culture and the Arts moved, That the bill be now read a second time.

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

Question put and passed.

## **7. Variation to the Order of Business**

Ordered, That Government Business Orders of the Day Nos 3, 9 and 1 be next considered.

## **8. Misuse of Drugs Amendment Bill 2011**

The Order of the Day for the consideration in detail of Legislative Council Message No. 190 was read.

The Message was as follows –

The Legislative Council acquaints the Legislative Assembly that it has agreed to the *Misuse of Drugs Amendment Bill 2011* subject to the amendment contained in the Schedule annexed; in which amendment the Legislative Council desires the concurrence of the Legislative Assembly.

*Schedule indicating the amendment made by the Legislative Council in the Misuse of Drugs Amendment Bill 2011*

**No. 1**

Page 8, after line 25 — To insert —

- (7) The Minister is to lay (or cause to be laid) a report of the review under this section before both Houses of Parliament as soon as practicable after the review is completed.

*CONSIDERATION IN DETAIL*

The Minister for Local Government moved, That amendment No. 1 be agreed to.

Question put and passed.

Consideration in detail concluded and the Legislative Council acquainted accordingly.

**9. Petroleum (Submerged Lands) Amendment Bill 2011**

The Minister for Environment, pursuant to notice, moved,

That a bill for “An Act to amend the *Petroleum (Submerged Lands) Act 1982*.” be introduced and read a first time.

Question put and passed.

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

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

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

Question put and passed.

**10. Message from the Governor**

Message No. 38 from His Excellency the Governor was reported recommending that appropriations be made for the purposes of the Legal Deposit Bill 2011.

**11. Water Services Bill 2011****Water Services Legislation Amendment and Repeal Bill 2011**

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

Debate resumed.

Debate interrupted by the Chair (Ms J.M. Freeman speaking) and adjourned until a later stage of the sitting.

**12. Questions**

Questions without Notice were taken.

Questions on Notice Nos 6796 to 6801 were asked.

Questions on Notice Nos 6075, 6131, 6245, 6250, 6288 and 6600 were answered.

**13. Notices of Motion after the Time Prescribed**

The Premier was granted leave to give two late notices of motion.

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

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

**15. Water Services Bill 2011****Water Services Legislation Amendment and Repeal Bill 2011**

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

Debate resumed.

Debate interrupted by the Chair (Mr W.J. Johnston speaking) and adjourned until a later stage of the sitting.

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

Ordered, That Private Members' Business Notice of Motion No. 15 and Private Members' Business Order of the Day No. 12 be next considered.

**17. Concerns regarding Waterfront Project**

Mr J.N. Hyde, pursuant to notice, as amended by leave, moved,

That, in relation to the Waterfront Project, this House calls on the Barnett Government to –

- (1) fully and transparently answer all concerns raised by its own departments and agencies as detailed in the MRS report submissions;
- (2) fully and transparently answer all concerns raised by independent experts and stakeholders as detailed in the MRS report submissions; and
- (3) fully and transparently answer all outstanding concerns regarding the \$440 million budget and timeline for this project.

Debate ensued.

The Minister for Planning moved,

To delete all words after “House” and insert:

- (1) Supports the completion of the project, as determined by the Liberal-National Government.
- (2) Notes that funding to complete the project has been allocated by the Liberal-National Government.
- (3) Notes that issues raised in submissions during the Metropolitan Region Scheme amendment process are being addressed during the planning and implementation of the project.

Debate ensued.

Amendment put and passed.

Motion, as amended, agreed to.

**18. Container Deposit and Recovery Scheme Bill 2011**

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 (Ms L.L. Baker speaking) and adjourned until a later stage of the sitting.

**19. Notice of Motion after the Time Prescribed**

The Minister for Planning, on behalf of the Leader of the House, was granted leave to present a late notice of motion.

**20. Adjournment**

The Minister for Planning moved, That the House do now adjourn.

Question put and passed.

The Assembly adjourned accordingly at 7.01 p.m. until Thursday, 9 November 2011 at 9.00 a.m.

*Members present during any part of the day's proceedings* – All the members except Dr A.D. Buti, Dr E. Constable, Ms R. Saffioti and Mr P.B. Watson.

**PETER J. McHUGH**

Clerk of the Legislative Assembly

**HON. GRANT WOODHAMS**

Speaker of the Legislative Assembly