

WESTERN AUSTRALIA

# LEGISLATIVE ASSEMBLY

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## VOTES AND PROCEEDINGS

No. 146

FIRST SESSION OF THE THIRTY-EIGHTH PARLIAMENT

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TUESDAY, 24 MAY 2011

### 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 Western Australia's successful bid to host the 2012 Australian Short Course Swimming Championships.

The Minister for Culture and the Arts on the agreement between AEG Ogden, as agent for Perth Theatre Trust and Kay and McLean Productions in relation to the staging of *The Graduate*.

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#### *Paper*

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

By the Minister for Culture and the Arts –

Culture and the Arts, Minister for – AEG Ogden (Perth) Pty Ltd, Agent for Perth Theatre Trust and Kay and McLean Productions Pty Ltd – *The Graduate* Presentation Agreement (3426).

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The Minister for Education on the revamped 2011 Western Australian Education Awards.

### 3. Questions

Questions without Notice were taken.

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#### *Paper*

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

By the Minister for Regional Development –

Mid West Development Commission – Mid West Investment Plan 2011–2021 (3427).

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Questions on Notice Nos 5355 to 5626 were asked.

Question on Notice No. 5079 was answered.

#### **4. Petitions**

Skilled Local Jobs – Mr E.S. Ripper presented a petition from 90 persons requesting that a greater share of skilled engineering and fabrication work for major resources projects is performed in Western Australia (P. 411).

Road Trauma Victim Support Service – Ms M.M. Quirk presented a petition from 56 persons requesting the establishment of a road trauma victim support service for all Western Australians (P. 412).

#### **5. Papers**

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

By the Clerk –

Electricity Act 1945 – Regulations (Electricity (Licensing) Amendment Regulations (No. 2) 2011 G.G. 17/05/2011) (3409).

Health and Disability Services (Complaints) Act 1995 – Regulations (Health Services (Conciliation and Review) Amendment Regulations 2011 G.G. 20/05/2011) (3410).

Local Government Act 1995 – Local Laws (City of Gosnells Animals, Environment and Nuisance Amendment Local Law 2011 G.G. 20/05/2011) (3411).

Local Government Act 1995 – Local Laws (City of Mandurah Cemeteries Local Law 2010 G.G. 20/05/2011) (3412).

Local Government Act 1995 – Local Laws (Shire of Wongan-Ballidu Local Government Property Local Law 2011 G.G. 16/05/2011) (3413).

Local Government Act 1995 – Local Laws (Shire of Wongan-Ballidu Parking and Parking Facilities Local Law 2011 G.G. 16/05/2011) (3414).

Magistrates Court (Civil Proceedings) Act 2004 – Rules (Magistrates Court (Minor Cases Procedure) Amendment Rules 2011 G.G. 20/05/2011) (3415).

Magistrates Court Act 2004 – Rules (Magistrates Court (Civil Proceedings) Amendment Rules 2011 G.G. 20/05/2011) (3416).

Magistrates Court Act 2004 – Rules (Magistrates Court (General) Amendment Rules (No. 2) 2011 G.G. 17/05/2011) (3417).

Road Traffic Act 1974 – Regulations (Road Traffic (Charges and Fees) Amendment Regulations (No. 2) 2011 G.G. 20/05/2011) (3418).

Road Traffic Act 1974 – Regulations (Road Traffic (Charges and Fees) Amendment Regulations (No. 3) 2011 G.G. 20/05/2011) (3419).

Taxi Act 1994 – Regulations (Taxi Amendment Regulations (No. 2) 2011 G.G. 17/05/2011) (3420).

Transport Co-ordination Act 1966 – Regulations (Transport (Country Taxi-car) Amendment Regulations 2011 G.G. 17/05/2011) (3421).

Transport Co-ordination Act 1966 – Regulations (Transport Co-ordination Amendment Regulations 2011 G.G. 17/05/2011) (3422).

Trans-Tasman Mutual Recognition (Western Australia) Act 2007 – Regulations (Trans-Tasman Mutual Recognition (Western Australia) (Temporary Exemptions) Regulations 2011 G.G. 17/05/2011) (3423).

Western Australian Marine Act 1982 – Regulations (W.A. Marine (Load Lines) Amendment Regulations 2011 G.G. 20/05/2011) (3424).

Western Australian Marine Act 1982 – Regulations (W.A. Marine (Surveys and Certificates of Survey) Amendment Regulations 2011 G.G. 20/05/2011) (3425).

#### **6. Notices of Motion**

## 7. Messages from the Governor

Messages from His Excellency the Deputy of the Lieutenant Governor and Administrator were reported recommending the purpose of the appropriations for the following bills –

Curriculum Council Amendment Bill 2011 (Message No. 12).

Appropriation (Consolidated Account) Recurrent 2011-12 Bill 2011 (Message No. 13).

Appropriation (Consolidated Account) Capital 2011-12 Bill 2011 (Message No. 14).

Residential Tenancies Amendment Bill 2011 (Message No. 15).

## 8. Appropriation (Consolidated Account) Recurrent 2011–12 Bill 2011

### Appropriation (Consolidated Account) Capital 2011–12 Bill 2011

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

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#### *Urgent Bill*

The Leader of the House moved, That the Appropriation (Consolidated Account) Recurrent 2011–12 Bill 2011 and the Appropriation (Consolidated Account) Capital 2011–12 Bill 2011 be considered urgent bills.

Question put and passed.

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#### *Cognate Debate*

Leave was granted to debate the Appropriation (Consolidated Account) Capital 2011–12 Bill 2011 in conjunction with the Appropriation (Consolidated Account) Recurrent 2011–12 Bill 2011.

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Debate resumed.

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

Question put and passed.

## 9. Building Services (Registration) Bill 2010

Message No. 153 dated 24 May 2011 from the Legislative Council was reported as follows –

The Legislative Council acquaints the Legislative Assembly that it has agreed to the *Building Services (Registration) Bill 2010* subject to the amendments contained in the Schedule annexed; in which amendments the Legislative Council desires the concurrence of the Legislative Assembly.

*Schedule indicating the amendments made by the Legislative Council in the Building Services (Registration) Bill 2010*

### No. 1

Page 25, lines 22 to 27 — To delete the lines and insert —

#### 40. When owner-builder approval may be applied for

- (1) An owner may apply for approval under this Part (*owner-builder approval*) before obtaining a building permit to carry out owner-builder work on the owner's land if the owner proposes to be named as the builder on the building permit.

### No. 2

Page 28, lines 13 to 16 — To delete the lines and insert —

- (e) the applicant has complied with each other requirement prescribed by the regulations for the grant of an owner-builder approval.

### **No. 3**

Page 84, lines 5 and 6 — To delete “with a value of \$20 000 or more”.

### **No. 4**

Page 84, after line 16 — To insert —

- (2A) Subsection (1) does not apply in respect of a building licence for building work —
- (a) with a value of less than \$20 000; or
  - (b) that is to be carried out in an area of the State prescribed by the regulations for the purposes of this section.

Ordered, That consideration in detail of Legislative Council Message No. 153 be made an Order of the Day for the next sitting of the Assembly.

## **10. Electoral and Constitution Amendment Bill 2011**

Message No. 154 dated 24 May 2011 from the Legislative Council was reported forwarding for concurrence a bill entitled a bill for “An Act to amend –

- the *Electoral Act 1907*; and
- the *Constitution Acts Amendment Act 1899*,

in relation to the dates for general elections.”

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

## **11. Road Traffic Legislation Amendment (Information) Bill 2010**

Message No. 155 dated 24 May 2011 from the Legislative Council was reported agreeing to the amendments made by the Legislative Assembly.

## **12. Adjournment**

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

Question put and passed.

The Assembly adjourned accordingly at 10.56 p.m. until Wednesday, 25 May 2011 at 12.00 noon.

*Members present during any part of the day's proceedings* – All the members except Dr A.D. Buti, Mr P. Papalia, and Mr T.G. Stephens.

**PETER J. McHUGH**  
Clerk of the Legislative Assembly

**HON. GRANT WOODHAMS**  
Speaker of the Legislative Assembly