

WESTERN AUSTRALIA

# LEGISLATIVE ASSEMBLY

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## VOTES AND PROCEEDINGS

No. 18

FIRST SESSION OF THE FORTY-FIRST PARLIAMENT

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WEDNESDAY, 23 JUNE 2021

### 1. Meeting of Assembly

The Assembly met at 12.00 noon pursuant to adjournment.

The Speaker took the Chair.

An Acknowledgement of Country and Prayers were read.

### 2. Papers

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

By the Clerk –

Auditor General, Office of the – Disclaimer of Opinion on Ministerial Notification –  
Bushfire Centre of Excellence, Report No. 32, June 2021 (323).

Auditor General, Office of the – Improving Prisoner Literacy and Numeracy, Report  
No. 31, June 2021 (324).

### 3. Notices of Motion

### 4. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Minister for Defence Industry on his attendance at the 2021 Land Forces International Land  
Defence Exposition in Brisbane.

The Minister for Sport and Recreation on the Sport Development Fund grants program.

The Minister for Finance on the transfer of the royalty collection function from the Department  
of Mines, Industry Regulation and Safety to the Department of Finance.

The Minister for Disability Services on Government funding to disability advocacy services.

### 5. Arts and Culture Trust Bill 2021

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

That a bill for “An Act –

- to establish the Arts and Culture Trust; and

- to repeal the *Perth Theatre Trust Act 1979* and the *Perth Theatre Trust (Common Seal) Regulations 1980*; and
- to make consequential amendments to various Acts; 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 P.J. Rundle moved, That the debate be adjourned.

Question put and passed.

## **6. Animal Welfare and Trespass Legislation Amendment Bill 2021**

The Attorney General, pursuant to notice, moved,

That a bill for “An Act –

- to amend the *Animal Welfare Act 2002* to make provision for designated inspectors; and
- to amend *The Criminal Code* and the *Restraining Orders Act 1997* to make provisions relating to trespass on a place where animal source food production is carried out.” be introduced and read a first time.

Question put and passed.

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

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

Mr P.J. Rundle moved, That the debate be adjourned.

Question put and passed.

## **7. Courts Legislation Amendment (Magistrates) Bill 2021**

The Attorney General, pursuant to notice, moved,

That a bill for “An Act to amend the *Children’s Court of Western Australia Act 1988* and the *Magistrates Court Act 2004*.” be introduced and read a first time.

Question put and passed.

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

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

Mr P.J. Rundle moved, That the debate be adjourned.

Question put and passed.

## **8. Legal Profession Uniform Law Application Bill 2021**

The Attorney General, pursuant to notice, moved,

That a bill for “An Act to –

- apply the Legal Profession Uniform Law (with modifications) as a law of Western Australia; and
- provide for the tabling and disallowance of amendments made to the Legal Profession Uniform Law; and
- provide for local matters that are ancillary to, or affect the operation of, the Legal Profession Uniform Law as a law of Western Australia; and
- otherwise provide for the regulation of legal practice in Western Australia; and

- repeal the *Legal Profession Act 2008* and the *Law Society Public Purposes Trust Act 1985*; and
- make savings and transitional arrangements; and
- make consequential amendments to various Acts, and for related purposes.” be introduced and read a first time.

Question put and passed.

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

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

Mr P.J. Rundle moved, That the debate be adjourned.

Question put and passed.

## **9. Legal Profession Uniform Law Application (Levy) Bill 2021**

The Attorney General, pursuant to notice, moved,

That a bill for “An Act to amend the *Legal Profession Uniform Law Application Act 2021*.” be introduced and read a first time.

Question put and passed.

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

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

Mr P.J. Rundle moved, That the debate be adjourned.

Question put and passed.

## **10. Railway (BBI Rail Aus Pty Ltd) Agreement Amendment Bill 2021**

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.

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

The Minister for State Development, Jobs and Trade moved, That the bill be now read a third time.

Question put and passed.

Bill read a third time and forwarded to the Legislative Council for concurrence.

## **11. Public Health Amendment (Safe Access Zones) Bill 2021**

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 Women’s Interests speaking) and adjourned until a later stage of the sitting.

## **12. Questions**

Questions without Notice were taken.

Questions on Notice Nos 7 to 10 were asked.

### 13. Matter of Public Interest – Government Accountability

The Speaker informed the Assembly that she was in receipt of a notice from Ms M.J. Davies that she intended to move a motion on a matter of public interest.

At least five members having risen in support,

Ms M.J. Davies moved,

That this House condemns the WA Labor Government for its failure to deliver a gold standard of transparency and accountability, and breaching the trust of West Australians since the State Election in relation to matters including COVID-19 management, electoral reform, the health crisis, and appointment of the CCC Commissioner.

Debate ensued.

Question put.

The Assembly divided.

#### Ayes (6)

Mr V.A. Catania  
Ms M.J. Davies

Dr D.J. Honey  
Mr R.S. Love

Ms L. Mettam  
Mr P.J. Rundle (*Teller*)

#### Noes (45)

Mr S.N. Aubrey  
Mr G. Baker  
Ms H.M. Beazley  
Dr A.D. Buti  
Mr J.N. Carey  
Mrs R.M.J. Clarke  
Ms C.M. Collins  
Mr R.H. Cook  
Ms D.G. D'Anna  
Mr M.J. Folkard  
Ms K.E. Giddens  
Ms M.J. Hammat  
Ms J.L. Hanns  
Mr M. Hughes  
Mr W.J. Johnston

Mr H.T. Jones  
Mr D.J. Kelly  
Ms E.J. Kelsbie  
Ms A.E. Kent  
Dr J. Krishnan  
Mr P. Lilburne  
Mr M. McGowan  
Ms S.F. McGurk  
Mr S.A. Millman  
Mr Y. Mubarakai  
Mrs L.M. O'Malley  
Mr P. Papalia  
Mr S.J. Price  
Mr D.T. Punch  
Mr J.R. Quigley

Ms M.M. Quirk  
Ms R. Saffioti  
Ms A. Sanderson  
Mr D.A.E. Scaife  
Ms J.J. Shaw  
Ms R.S. Stephens  
Mrs J.M.C. Stojkovski  
Dr K. Stratton  
Mr C.J. Tallentire  
Mr D.A. Templeman  
Mr P.C. Tinley  
Ms C.M. Tonkin  
Mr R.R. Whitby  
Ms S.E. Winton  
Mr D.R. Michael (*Teller*)

Question thus negatived.

### 14. Personal Explanation

Mr R.S. Love made a personal explanation regarding the comments made by the Attorney General during the preceding Matter of Public Interest.

### 15. Variation to the Order of Business

Ordered, That consideration of Government Business Order of the Day No. 2 be resumed.

### 16. Public Health Amendment (Safe Access Zones) Bill 2021

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 Women's Interests speaking) and adjourned until a later stage of the sitting.

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

Ordered, That Private Members' Business Notices of Motion Nos 6 and 5 be next considered.

**18. 100 Days of Government**

Mr R.S. Love, pursuant to the foregoing motion, moved,

That this House condemns the WA Labor Government for its abject failure to deal with critical issues facing the state of Western Australia in its first 100 days.

Debate ensued.

Debate interrupted by the Chair (Parliamentary Secretary to the Deputy Premier speaking) and adjourned until a later stage of the sitting.

**19. Adjournment**

Mr D.R. Michael moved, That the House do now adjourn.

Question put and passed.

The Assembly adjourned accordingly at 7.00 pm until Thursday, 24 June 2021 at 9.00 am.

*Members present during any part of the day's proceedings* – All the members except Ms L. Dalton, Ms E.L. Hamilton, Mr K.J.J. Michel, Ms L.A. Munday and Ms C.M. Rowe.

**KIRSTEN M. ROBINSON**  
Clerk of the Legislative Assembly

**HON. MICHELLE H. ROBERTS**  
Speaker of the Legislative Assembly