

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 172

FIRST SESSION OF THE FORTY-FIRST PARLIAMENT

WEDNESDAY, 20 MARCH 2024

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. Death of Hon Mike Barnett – a former Speaker of the Legislative Assembly

The Premier, without notice, moved,

That the House records its sincere regret at the death of Hon Mike Barnett and tenders its deep sympathy to his family.

The motion was supported by Mr R.S. Love, Mr D.A. Templeman, Ms L. Mettam, Mrs M.R. Marshall, Mr T.J. Healy and Mrs M.H. Roberts.

Question put and passed unanimously with members and officers of the Assembly standing in their places as a mark of respect.

3. Papers

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

By the Clerk –

Edith Cowan University – Annual Report 2023 (2704).

Murdoch University – Annual Report 2023 (2705).

University of Western Australia – Annual Report 2023 (2706).

Western Australian Institute of Sport – Annual Report 2023 (2707).

4. Correction to Tabled Paper

The Speaker announced that she had authorised corrections to the following Tabled Paper tabled on 21 September 2022 –

Justice, Department of – Annual Report 2021–2022 (1451).

Paper

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

By the Speaker –

Justice, Department of – Annual Report 2021–2022, Erratum (2708).

5. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Minister for State and Industry Development, Jobs and Trade on the opening of the Covalent Lithium Mine in Mount Holland.

The Minister for Training and Workforce Development on the expansion of specialist Settlement Services for regional skilled migrants.

The Minister for Early Childhood Education on National Playground Week.

The Minister for Local Government on the reinstatement of the Bon Scott Gate at Fremantle Cemetery.

6. Economics and Industry Standing Committee – Change of Membership

The Leader of the House, pursuant to notice, moved,

That the member for Cockburn be discharged from the Economics and Industry Standing Committee and the member for Cannington be appointed in his place.

Question put and passed.

7. Withdrawal of Notice of Motion

The Leader of the House withdrew Business of the Assembly – Notice of Motion No. 2.

8. Sports and Entertainment Trust Bill 2024

The Minister for Sport and Recreation, pursuant to notice, moved,

That a bill for “An Act –

- to establish the Sports and Entertainment Trust; and
- to repeal the *Western Australian Sports Centre Trust Act 1986* and the *Western Australian Sports Centre Trust (Traffic) Regulations 2017*; and
- to make consequential amendments to various Acts.” be introduced and read a first time.

Question put and passed.

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

The Minister for Sport and Recreation 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. Firearms Bill 2024

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

CONSIDERATION IN DETAIL

Clause 150.

Paper

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

By the Minister for Police –

Police, Minister for – Firearms Act Reform, Mandatory Health Assessment, Ministerial Submission (2709).

Question put.

The Assembly divided.

Ayes (47)

Mr S.N. Aubrey
Mr G. Baker
Ms L.L. Baker
Ms H.M. Beazley
Dr A.D. Buti
Mr J.N. Carey
Ms C.M. Collins
Mr R.H. Cook
Ms L. Dalton
Ms D.G. D’Anna
Ms K.E. Giddens
Ms E.L. Hamilton
Ms M.J. Hammat
Mr T.J. Healy
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
Mrs M.R. Marshall
Ms S.F. McGurk
Ms L. Mettam
Mr D.R. Michael
Mr K.J.J. Michel
Mr S.A. Millman
Mr Y. Mubarakai
Ms L.A. Munday
Mrs L.M. O’Malley
Mr P. Papalia

Mr S.J. Price
Mr D.T. Punch
Ms M.M. Quirk
Ms R. Saffioti
Ms A. Sanderson
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
Ms C.M. Rowe (*Teller*)

Noes (4)

Ms M. Beard
Mr R.S. Love

Mr P.J. Rundle
Ms M.J. Davies (*Teller*)

Question thus passed.

Clause 150 agreed to.

Clauses 151 to 204 agreed to.

Clause 205.

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

10. Questions

Questions without Notice were taken.

Speaker's Ruling – Question Without Notice

The Speaker ruled that a question without notice in relation to an ongoing investigation by the Corruption and Crime Commission into the Commissioner for Administrative Investigations did not breach the *sub judice* convention.

The Speaker further ruled that the question without notice could be asked to the Premier, as it related to public affairs connected with the Premier's role.

Question on Notice Nos 1056 to 1060 were asked.

11. Variation to the Order of Business

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

12. Firearms Bill 2024

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

CONSIDERATION IN DETAIL

Clauses 205 to 299 agreed to.

Clause 300.

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

13. Variation to the Order of Business

Ordered, That Private Members' Business Notice of Motion No. 2 be next considered.

14. Methamphetamine Use in Western Australia

Ms L. Mettam, pursuant to notice, moved,

That this House condemns the Cook Labor Government for failing to stem the tide of methamphetamine use in Western Australia, made worse by their dangerous inability to manage policing and public health systems.

Debate ensued.

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

15. Variation to the Order of Business

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

16. Firearms Bill 2024

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

CONSIDERATION IN DETAIL

Clauses 300 to 443 agreed to.

Clause 444 put and negatived.

New Clause 444.

The Minister for Police moved,

Page 216, after line 24 — To insert:

444. Section 227A inserted

At the end of Part 14 insert:

227A. Savings

A reference in Schedule 1 clause 2 to an offence under a provision of the *Firearms Act 2024* Part 5 Divisions 1 to 4 includes an offence against the regulations made under the *Firearms Act 1973* section 6(1).

New Clause 444 agreed to.

Clauses 445 to 492 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.

17. Electricity Industry Amendment (Alternative Electricity Services) Bill 2023

Message No. 128 dated 20 March 2024 from the Legislative Council was reported as follows – The Legislative Council acquaints the Legislative Assembly that it has agreed to the Electricity Industry Amendment (Alternative Electricity Services) Bill 2023 subject to the amendments contained in the Schedule annexed; in which amendment the Legislative Council desires the concurrence of the Legislative Assembly.

Schedule indicating the amendments made by the Legislative Council in the Electricity Industry Amendment (Alternative Electricity Services) Bill 2023

No. 1

Clause 2, Page 2, lines 8 and 9 — To delete the lines and insert:

Royal Assent (*assent day*);

(b) section 26(2) —

- (i) if the *Electricity Industry Amendment (Distributed Energy Resources) Act 2024* section 5 comes into operation on or before assent day — on the day after assent day;
- (ii) otherwise — immediately after the *Electricity Industry Amendment (Distributed Energy Resources) Act 2024* section 5 comes into operation;

(c) section 26(3) —

- (i) if the *Electricity Industry Amendment (Distributed Energy Resources) Act 2024* section 24 comes into operation on or before assent day — on the day after assent day;
- (ii) otherwise — immediately after the *Electricity Industry Amendment (Distributed Energy Resources) Act 2024* section 24 comes into operation;

(d) the rest of the Act — on the day after assent day.

- (2) Subsection (1)(d) is subject to section 29.

No. 2

New Part 4, Page 38, after line 29 — To insert:

**Part 4 — Amendments consequential to enactment of the
*Electricity Industry Amendment (Distributed Energy Resources)
Act 2024***

26. *Electricity Industry Act 2004* amended

- (1) This section amends the *Electricity Industry Act 2004*.
- (2) After section 59X(2) insert:
 - (2A) The AES code of practice must be consistent with the State electricity objective.
- (3) In section 59X(4) delete “section 39.” and insert:

section 39 or the electricity system and market rules.

27. *Electricity Industry Amendment (Distributed Energy Resources) Act 2024* amended

- (1) This section amends the *Electricity Industry Amendment (Distributed Energy Resources) Act 2024*.
- (2) In section 4(1) in the insertion delete the definition of ***Coordinator***.
- (3) Delete section 9.

28. *Act* amended

- (1) This section amends this Act.
- (2) In section 4 in the insertion delete the definition of ***Coordinator***.
- (3) Delete section 15.

29. Repeal of s. 27 or 28

Despite section 2(1)(d) —

- (a) if the *Electricity Industry Amendment (Distributed Energy Resources) Act 2024* section 4 comes into operation on or before the day on which this section comes into operation — section 27 does not come into operation and is repealed; or
- (b) if paragraph (a) does not apply — section 28 does not come into operation and is repealed.

No. 3

Long Title, Page 1, line 8 — To delete “**1945.**” and insert:

1945 and the Electricity Industry Amendment (Distributed Energy Resources) Act 2024.

Ordered, That consideration in detail of Legislative Council Message No. 128 be made an Order of the Day for the next sitting of the Assembly.

18. Adjournment

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

Question put and passed.

The Assembly adjourned accordingly at 8.07 pm until Thursday, 21 March 2024 at 9.00 am.

Members present during any part of the day's proceedings – All the members except Mrs R.M.J. Clarke, Ms J.L. Hanns, Mr J.R. Quigley, Mr D.A.E. Scaife and Ms J.J. Shaw.

KIRSTEN M. ROBINSON
Clerk of the Legislative Assembly

HON. MICHELLE H. ROBERTS
Speaker of the Legislative Assembly