

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 149

FIRST SESSION OF THE FORTY-FIRST PARLIAMENT

TUESDAY, 17 OCTOBER 2023

1. Meeting of Assembly

The Assembly met at 1.00 pm pursuant to adjournment.

The Speaker took the Chair.

An Acknowledgement of Country and Prayers were read.

2. Petition

Lighting on Moorings and Moored Vessels – Mr K.J.J. Michel presented a petition from 7,800 people asking the Legislative Assembly to investigate and recommend that all commercial moorings and moored vessels are equipped with adequate lighting (P. 46).

3. Papers

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

By the Clerk –

Acacia Prison Services Agreement – Annual Report 2022–2023 (2431).

Auditor General, Office of the – Performance Audit - Management of the Road Trauma Trust Account, Report No. 7, 17 October 2023 (2432).

Criminal Investigation (Covert Powers) Act 2012 – Australian Criminal Intelligence Commission Assumed Identities Annual Report 2022–2023 pursuant to section 76(1) of the Act (2433).

Criminal Investigation (Covert Powers) Act 2012 – Western Australian Police Force Assumed Identities Annual Report 2022–2023 pursuant to section 76(1) of the Act (2434).

Edith Cowan University Act 1984 – Statutes (Edith Cowan University Amending Statute No. 3 of 2023 G.G. 10/10/2023) (2435).

Government of Western Australia – Annual Report on State Finances 2022–2023 (2436).

Local Government Act 1995 – Local Laws (Shire of Kondinin Amendment Local Law 2023 G.G. 13/10/2023) (2437).

Planning and Development Act 2005 – Revocation of Improvement Plan No. 27: Ellenbrook under section 120 of the Act (2438).

Terrorism (Preventative Detention) Act 2006 – Quarterly Report for the Quarter Ended 30 June 2023 (2439).

Western Australian Planning Commission – Improvement Plan No. 59: Ellenbrook Station Precinct, August 2023 (2440).

4. Notices of Motion

5. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Minister for International Education on an education delegation from Cambodia to Perth.

The Minister for Youth on the voting for the 2023 Youth Awards.

The Minister for Ports on the WA Shipping and Supply Chain Taskforce.

6. Electoral Amendment (Finance and Other Matters) Bill 2023

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

CONSIDERATION IN DETAIL

Clause 114 agreed to.

Clause 115.

Clause negatived.

New Clause 115.

The Minister for Electoral Affairs moved,

Page 232, after line 5 — To insert:

115. Section 175A amended

(1) Delete section 175A(2) and (3).

(2) After section 175A(4) insert:

(4A) For the purposes of this Part, the amount or value of a gift for which inadequate consideration is provided is the difference between the consideration provided and the value of the gift.

(3) Delete section 175A(6).

New Clause 115 agreed to.

Clauses 116 to 122 agreed to.

Clause 123.

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

7. Questions

Questions without Notice were taken.

Paper

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

By the Minister for Police –

Minister for Police – Consultation Paper – Reform of firearms laws in Western Australia (2441).

Questions on Notice Nos 879, 892 and 902 were answered.

8. Matter of Public Interest – WA Leadership

The Speaker informed the Assembly that she was in receipt of a notice from Mr R.S. Love that he intended to move a motion on a matter of public interest.

At least five members having risen in support,

Mr R.S. Love moved,

That this House condemns Premier Cook's consistent pattern of vanishing when Western Australians need leadership most, underscoring that Western Australia cannot, and should not, endure another term under Labor.

Debate ensued.

The Deputy Premier moved, To delete all the words after “House” and insert –

“

commends the Cook Labor Government's leadership on issues facing Western Australians.

”.

On the question, That the words to be deleted, be deleted,

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
Mrs R.M.J. Clarke
Ms C.M. Collins
Mr R.H. Cook
Ms L. Dalton
Ms D.G. D'Anna
Mr M.J. Folkard
Ms K.E. Giddens
Ms M.J. Hammat
Ms J.L. Hanns
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
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 D.T. Punch
Mr J.R. Quigley
Ms M.M. Quirk
Ms R. Saffioti
Mr D.A.E. Scaife
Ms J.J. Shaw
Mrs J.M.C. Stojkovski
Dr K. Stratton
Mr C.J. Tallentire
Mr D.A. Templeman
Ms C.M. Tonkin
Mr R.R. Whitby
Ms S.E. Winton
Mr S.J. Price (*Teller*)

Noes (6)

Ms M.J. Davies
Dr D.J. Honey

Mr R.S. Love
Ms L. Mettam

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

Question thus passed.

On the question, That the words to be inserted, be inserted,

Question put and passed.

On the question, That the motion, as amended, be agreed to,

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
Mrs R.M.J. Clarke
Ms C.M. Collins
Mr R.H. Cook
Ms L. Dalton
Ms D.G. D'Anna
Mr M.J. Folkard
Ms K.E. Giddens
Ms M.J. Hammat
Ms J.L. Hanns
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
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

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Noes (6)

Ms M.J. Davies
Dr D.J. Honey

Mr R.S. Love
Ms L. Mettam

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

Question thus passed.

The motion, as amended and agreed to –

That this House commends the Cook Labor Government's leadership on issues facing Western Australians.

9. Variation to the Order of Business

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

10. Electoral Amendment (Finance and Other Matters) Bill 2023

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

CONSIDERATION IN DETAIL

Clause 123 to 127 agreed to.

Clause 128.

The Minister for Electoral Affairs moved,

Page 247, line 24 — To delete “175LR.” and substitute:

175LR, 175LS, 175LT, 175LU or 175LV.

Amendment put and passed.

Clause 128, as amended, agreed to.

Clauses 129 to 186 agreed to.

New Clause 186A.

The Minister for Electoral Affairs moved,

Page 362, after line 14 — To insert:

186A. Section 4.30 amended

- (1) At the end of section 4.30(1) insert:

Note for this subsection:

A person is enrolled under the *Electoral Act 1907* if they are enrolled under section 40A of that Act.

- (2) In section 4.30(2) delete “an electoral roll under the *Electoral Act 1907* or” and insert:

the register of electors under the *Electoral Act 1907* or an electoral roll under

New Clause 186A agreed to.

Clauses 187 to 198 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.

11. Adjournment

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

Question put and passed.

The Assembly adjourned accordingly at 6:48 pm until Wednesday, 18 October 2023 at 12.00 noon.

Members present during any part of the day's proceedings – All the members except Ms E.L. Hamilton, Ms C.M. Rowe and Ms R.S. Stephens.

KIRSTEN M. ROBINSON
Clerk of the Legislative Assembly

HON. MICHELLE H. ROBERTS
Speaker of the Legislative Assembly

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