

WESTERN AUSTRALIA

# LEGISLATIVE ASSEMBLY

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## VOTES AND PROCEEDINGS

No. 111

FIRST SESSION OF THE FORTIETH PARLIAMENT

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WEDNESDAY, 20 FEBRUARY 2019

### 1. Meeting of Assembly

The Assembly met at 12 noon pursuant to adjournment.

The Speaker took the Chair.

An Acknowledgement of Country and Prayers were read.

### 2. Petition

Dog Act 1976 – Mrs M.H. Roberts presented a petition from 96 persons requesting that the Dog Act 1976 be amended to require the destruction of a dog that has attacked a person or another animal, causing serious physical injury requiring significant veterinary and/or medical attention (P. 126).

### 3. Papers

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

By the Clerk –

Conservation and Land Management Act 1984 – Lease 2946/97 between the Department of Biodiversity Conservation and Attractions and Optus Mobile Pty Ltd to install, operate and maintain a telecommunications facility within South 32's Boddington Bauxite Mining Lease area located on Timber Reserve 147/25 of Pinjarra-Williams Road Marradong (2231).

Premier and Cabinet, Department of – Ministerial Resourcing Report as at 24 January 2019 (2232).

Road Safety Council – Report on Activities 2017–2018 (2233).

### 4. Notices of Motion

### 5. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Minister for Emergency Services on Australia Day honour recipients from the Emergency Services and Corrective Services portfolios.

The Attorney General on the death of the Hon Geoffrey Miller QC.

The Attorney General on the launch of Legal Aid Western Australia's free online legal chat service.

The Minister for Industrial Relations on the Inquiry into Wage Theft in Western Australia.

The Minister for Mines and Petroleum on the successful completion of the South West Hub Carbon Capture and Storage project.

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*Papers*

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

By the Minister for Mines and Petroleum –

Mines and Petroleum, Minister for – Static Model of the Harvey Area – A Report by ODIN Reservoir Consultants for the Department of Mines, Industry Regulation and Safety (2234).

Mines and Petroleum, Minister for – Dynamic Modelling of CO<sub>2</sub> Sequestration in the Harvey Area – A Report by ODIN Reservoir Consultants for the Department of Mines, Industry Regulation and Safety (2235).

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The Minister for Prevention of Family and Domestic Violence on the Aboriginal Family Safety Summit.

## **6. Infrastructure Western Australia Bill 2019**

The Premier, pursuant to notice, moved,

That a bill for “An Act —

- to establish Infrastructure WA for the principal purpose of providing advice and assistance to the Government on matters relating to infrastructure; and
- to amend certain other Acts consequentially; 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.

Ms L. Mettam moved, That the debate be adjourned.

Question put and passed.

## **7. Criminal Appeals Amendment Bill 2019**

The Attorney General, pursuant to notice, moved,

That a bill for “An Act to amend the *Criminal Appeals Act 2004* to introduce rights of further appeal against conviction, and to make consequential amendments to —

- the *Bail Act 1982*; and
- the *Criminal Procedure Act 2004*; and
- the *Fines, Penalties and Infringement Notices Enforcement Act 1994*; and
- the *Supreme Court Act 1935*.” 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.

Ms L. Mettam moved, That the debate be adjourned.

Question put and passed.

## **8. Waste Avoidance and Resource Recovery Amendment (Container Deposit) Bill 2018**

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

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*Cognate Debate*

Leave was granted to debate the Waste Avoidance and Resource Recovery Amendment (Container Deposit) Bill (No. 2) 2018 in conjunction with the Waste Avoidance and Resource Recovery Amendment (Container Deposit) Bill 2018.

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Debate resumed.

Debate interrupted by the Chair (Mrs L.M. O'Malley speaking) and adjourned until a later stage of the sitting.

## 9. Questions

Questions without Notice were taken.

Questions on Notice Nos 4828 to 4835 were asked.

Questions on Notice Nos 4307 and 4400 were answered.

## 10. Matter of Public Interest – Jobs

The Speaker informed the Assembly that he was in receipt of a notice from Dr M.D. Nahan that he intended to move a motion on a matter of public interest.

At least five members having risen in support,

Dr M.D. Nahan moved,

That this House calls on the Premier to explain how he intends to deliver 150,000 additional jobs over 5 years, given that after two years of government all he has delivered is a failed Plan for Jobs and the highest unemployment rate in the nation.

Debate ensued.

The Treasurer moved, To delete all words after “5 years,” and to insert –

“

and now that has been explained, congratulates the Premier and the Government on this objective.

”.

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

Amendment put.

The Assembly divided.

### Ayes (37)

Ms L.L. Baker  
Mr J.N. Carey  
Mrs R.M.J. Clarke  
Mr R.H. Cook  
Ms J. Farrer  
Mr M.J. Folkard  
Ms J.M. Freeman  
Ms E.L. Hamilton  
Mr T.J. Healy  
Mr M. Hughes  
Mr W.J. Johnston  
Mr D.J. Kelly  
Mr F.M. Logan

Mr M. McGowan  
Ms S.F. McGurk  
Mr K.J.J. Michel  
Mr S.A. Millman  
Mr Y. Mubarakai  
Mr M.P. Murray  
Mrs L.M. O'Malley  
Mr P. Papalia  
Mr S.J. Price  
Mr D.T. Punch  
Mr J.R. Quigley  
Mrs M.H. Roberts  
Ms C.M. Rowe

Ms R. Saffioti  
Ms A. Sanderson  
Ms J.J. Shaw  
Mrs J.M.C. Stojkovski  
Mr C.J. Tallentire  
Mr D.A. Templeman  
Mr P.C. Tinley  
Mr R.R. Whitby  
Ms S.E. Winton  
Mr B.S. Wyatt  
Mr D.R. Michael (*Teller*)

## Noes (18)

Mr I.C. Blayney  
 Ms M.J. Davies  
 Mrs L.M. Harvey  
 Mrs A.K. Hayden  
 Dr D.J. Honey  
 Mr P.A. Katsambanis

Mr Z.R.F. Kirkup  
 Mr A. Krsticevic  
 Mr S.K. L'Estrange  
 Mr R.S. Love  
 Mr W.R. Marmion  
 Mr J.E. McGrath

Dr M.D. Nahan  
 Mr D.C. Nalder  
 Mr K.M. O'Donnell  
 Mr D.T. Redman  
 Mr P.J. Rundle  
 Ms L. Mettam (*Teller*)

Amendment thus passed.

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

Debate ensued.

Amendment put.

The Assembly divided.

## Ayes (37)

Ms L.L. Baker  
 Mr J.N. Carey  
 Mrs R.M.J. Clarke  
 Mr R.H. Cook  
 Ms J. Farrer  
 Mr M.J. Folkard  
 Ms J.M. Freeman  
 Ms E.L. Hamilton  
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 Mr D.C. Nalder  
 Mr K.M. O'Donnell  
 Mr D.T. Redman  
 Mr P.J. Rundle  
 Ms L. Mettam (*Teller*)

Amendment thus passed.

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

Question put.

The Assembly divided.

## Ayes (37)

Ms L.L. Baker  
 Mr J.N. Carey  
 Mrs R.M.J. Clarke  
 Mr R.H. Cook  
 Ms J. Farrer  
 Mr M.J. Folkard  
 Ms J.M. Freeman  
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 Mr J.E. McGrath

Dr M.D. Nahan  
 Mr D.C. Nalder  
 Mr K. O'Donnell  
 Mr D.T. Redman  
 Mr P.J. Rundle  
 Ms L. Mettam (*Teller*)

Question thus passed.

The motion, as amended and agreed to –

That this House calls on the Premier to explain how he intends to deliver 150,000 additional jobs over 5 years, and now that has been explained, congratulates the Premier and the Government on this objective.

# 11. Variation to the Order of Business

Ordered, That Private Members' Business Notices of Motion Nos 21 and 14 be next considered.

# 12. Frontline Services and the Western Australian Community

Mr S. L'Estrange, pursuant to notice, moved,

That this House condemns the McGowan Government for its cuts to frontline services, resulting in the WA community and frontline staff being put at risk.

Debate ensued.

Debate interrupted by the Chair (Mr K.M. O'Donnell speaking) and adjourned until a later stage of the sitting.

**13. Adjournment**

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

Question put and passed.

The Assembly adjourned accordingly at 7.00 pm until Thursday, 21 February 2019 at 9.00 am.

*Members present during any part of the day's proceedings* – All the members except Mr V.A. Catania and Ms M.M. Quirk.

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

**HON. PETER WATSON**  
Speaker of the Legislative Assembly