

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 66

FIRST SESSION OF THE THIRTY-EIGHTH PARLIAMENT

WEDNESDAY, 25 NOVEMBER 2009

1. Meeting of Assembly

The Assembly met at 12.00 noon pursuant to adjournment.

The Speaker took the Chair.

Prayers were read.

2. Procedure and Privileges Committee

Mr M.W. Sutherland, as Deputy Speaker, presented the following report which was ordered to lie upon the Table of the House –

Procedure and Privileges Committee - Matters Arising from the Corruption and Crime Commission Report Tabled in the Legislative Assembly on 16 November 2009, Report No. 7 (1666).

Mr M.W. Sutherland spoke on the report.

3. Petitions

Inclusion of Year 7 Students in State Secondary Schools - Mr C.J. Tallentire presented a petition from 19 persons requesting that the inclusion of year 7 students in the state school sector be opposed pending consideration of how the best outcome for students can be achieved (P. 193).

Increase in Government Fees and Charges - Mr C.J. Tallentire presented a petition from 15 persons requesting that relief be given to Western Australian householders (P. 194).

Boxing Day Trading Hours - Ms M.M. Quirk presented a petition from 58 persons requesting that Boxing Day not be included in any retail trading hours deregulation (P. 195).

Shack Site Communities - Petitions requesting that Shack Site communities be preserved so Western Australians have affordable coastal holiday destinations for future generations were presented by –

Mr R.H. Cook from 422 persons (P. 196);

Mr M. McGowan on behalf of Mr D.A. Templeman from 456 persons (P. 199); and

Mr M.J. Cowper from 117 persons (P. 200).

Uranium Mining in Western Australia - Ms A.S. Carles presented a petition from 681 persons requesting that the ban on uranium mining be re-instated (P. 197).

Urban Development South of Moore River - Petitions requesting that the Legislative Assembly support the recommendation that the land adjoining the proposed Wilbinga Conservation Park be protected from future development were presented by –

Mr P.B. Watson from 20 persons (P. 198);

Dr J.M. Woollard from 20 persons (P. 201); and

Street Posting Box in Morgan Fields Estate - Ms R. Saffioti presented a petition from 73 persons requesting that a street posting box be installed in the Morgan Fields estate (P. 202).

4. Notice of Motion

5. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Minister for Regional Development on the involvement of traditional land owners in the Pilbara Revitalisation Plan.

The Minister for Citizenship and Multicultural Interests on the White Ribbon campaign to eliminate violence against women.

The Minister for Mental Health on the launch of the Complex Attention and Hyperactivity Disorders Service in Joondalup.

6. Public Sector Reform Bill 2009

The Premier, pursuant to notice, moved,

That a bill for “An Act to amend the *Public Sector Management Act 1994* 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 R. Saffioti moved, That the debate be adjourned.

Question put and passed.

7. Child Support (Adoption of Laws) Amendment Bill 2009

The Attorney General, pursuant to notice, moved,

That a bill for “An Act to amend the *Child Support (Adoption of Laws) Act 1990*.” 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 R. Saffioti moved, That the debate be adjourned.

Question put and passed.

8. Variation to the Order of Business

Ordered, That Bills Notice of Motion No. 3 be postponed to a later stage of the sitting.

9. Occupational Safety and Health Legislation Amendment Bill 2009

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 (Ms J.M. Freeman speaking) and adjourned until a later stage of the sitting.

10. Questions

Questions without Notice were taken.

Questions on Notice Nos 1964 to 2042 were asked.

Question on Notice No. 1878 was answered.

11. Unanswered Question on Notice

Under Standing Order 80(2), Mr M. McGowan asked why no answer had been received in respect of his Questions on Notice Nos 1179, 1271, 1345 and 1365.

12. Variation to the Order of Business

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

13. Occupational Safety and Health Legislation Amendment Bill 2009

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 Commerce moved, That the bill be now read a third time.

Question put and passed.

Bill read a third time and passed.

14. Variation to the Order of Business

Ordered, That Government Business Order of the Day No. 5 be next considered.

15. Road Traffic Legislation Amendment (Registration Labels) Bill 2009

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 (Mr B.S. Wyatt speaking) and adjourned until a later stage of the sitting.

16. Variation to the Order of Business

Ordered, That Private Members' Business Notices of Motion Nos 19 and 18 be next considered.

17. Administration of Education and Tourism Portfolios

Mrs M.H. Roberts, pursuant to notice, moved,

That this House condemns the Minister for Education; Tourism for the poor administration of her portfolios and her failure to stand up for democratic principles in the House.

Debate ensued.

Debate interrupted by the Chair (Mr J.M. Francis speaking) and adjourned until a later stage of the sitting.

18. Variation to the Order of Business

Ordered, That consideration of Government Business Order of the Day No. 5 be resumed.

19. Road Traffic Legislation Amendment (Registration Labels) Bill 2009

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.

CONSIDERATION IN DETAIL

Clause 1 agreed to.

Clause 2.

Ms A.J.G. MacTiernan moved,

Page 2, line 9 – To delete “1 January 2010” and substitute:

“ 1 July 2010 ”.

On the question, That the amendment be agreed to,

Amendment put.

The Assembly divided.

Ayes (20)

Ms L.L. Baker
Mr R.H. Cook
Ms J.M. Freeman
Mr J.N. Hyde
Mr J.C. Kobelke
Mr F.M. Logan
Ms A.J.G. MacTiernan

Mr M. McGowan
Mrs C.A. Martin
Mr M.P. Murray
Mr A.P. O’Gorman
Mr P. Papalia
Mr J.R. Quigley
Ms M.M. Quirk

Mr E.S. Ripper
Mr T.G. Stephens
Mr C.J. Tallentire
Mr P.B. Watson
Mr M.P. Whitely
Ms R. Saffioti (*Teller*)

Noes (25)

Mr P. Abetz
Mr F.A. Alban
Mr I.C. Blayney
Mr J.J.M. Bowler
Mr I.M. Britza
Mr G.M. Castrilli
Mr V.A. Catania
Dr E. Constable
Mr M.J. Cowper

Mr B.J. Grylls
Dr K.D. Hames
Mrs L.M. Harvey
Mr A.P. Jacob
Dr G.G. Jacobs
Mr R.F. Johnson
Mr A. Krsticevic
Mr P.T. Miles
Ms A.R. Mitchell

Dr M.D. Nahan
Mr C.C. Porter
Mr D.T. Redman
Mr A.J. Simpson
Mr M.W. Sutherland
Mr T.K. Waldron
Mr J.E. McGrath (*Teller*)

Amendment thus negatived.

Clause agreed to.

Clauses 3 to 11 agreed to.

Title agreed to.

Consideration in detail concluded.

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

The Parliamentary Secretary representing the Minister for Transport moved, That the bill be now read a third time.

Question put and passed.

Bill read a third time and passed.

20. Variation to the Order of Business

Ordered, That Government Business Orders of the Day Nos 18, 2 and 4 be next considered.

21. Partial Revocation of State Forests Nos 4 and 65

The Order of the Day for the consideration in detail of Legislative Council message No. 55 was read.

The message was as follows –

That the proposal for the partial revocation of State Forest Nos 4 and 65 laid on the Table of the Legislative Council on Tuesday, 10 November 2009 be carried out, and invites the Legislative Assembly to agree to a similar resolution.

CONSIDERATION IN DETAIL

The Minister for Water moved, That in response to Legislative Council Message No. 55 the proposal for the partial revocation of State Forests Nos 4 and 65 laid on the Table of the Legislative Assembly on Tuesday, 10 November 2009 be carried out.

Question put and passed.

The Minister for Water moved, That the Legislative Council be acquainted accordingly.

Question put and passed.

22. Fisheries Adjustment Schemes Amendment Bill 2009

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 representing the Minister for Fisheries moved, That the bill be now read a third time.

Question put and passed.

Bill read a third time and passed.

23. Fish Resources Management Amendment Bill 2009

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 representing the Minister for Fisheries moved, That the bill be now read a third time.

Question put and passed.

Bill read a third time and passed.

24. Adjournment

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

Question put and passed.

The Assembly adjourned accordingly, at 9:50 p.m. until Thursday, 26 November 2009 at 9.00 a.m.

Members present during any part of the day's proceedings - All the members except Mrs C.A. Martin.

PETER J. McHUGH
Clerk of the Legislative Assembly

HON. GRANT WOODHAMS
Speaker of the Legislative Assembly