

WESTERN AUSTRALIA

# LEGISLATIVE ASSEMBLY

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## VOTES AND PROCEEDINGS

No. 121

FIRST SESSION OF THE FORTY-FIRST PARLIAMENT

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THURSDAY, 11 MAY 2023

### 1. Meeting of Assembly

The Assembly met at 9.00 am pursuant to adjournment.

The Speaker took the Chair.

An Acknowledgement of Country and Prayers were read.

### 2. Speaker's Statement – Budget Arrangements

The Speaker advised that Members' Statements would occur at 12.20 pm, Question Time at 12.30 pm and the budget would be presented at 2.00 pm.

### 3. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Minister for Tourism on the recent trade mission to India and attendance at the CAPA India 2023 Aviation summit.

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#### *Paper*

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

By the Minister for Tourism –

Trade Mission Travel – Minister for Tourism – Trade Mission to India, 19–21 March 2023 (1941).

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The Minister for State Development, Jobs and Trade on the recent trade mission to Vietnam.

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#### *Paper*

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

By the Minister for State Development, Jobs and Trade –

Trade Mission Travel – Minister for State Development, Jobs and Trade – Trade Mission to Vietnam, 6–11 March 2023 (1942).

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The Minister for Culture and the Arts on the launch of the new documentary series ‘Ningaloo Nynggulu’ in Exmouth.

The Minister for Veterans Issues on the launch of the Legacy 100<sup>th</sup> Anniversary Torch Relay.

The Minister for Veterans Issues on the 2023 ANZAC Day Trust Grants.

The Minister for Mines and Petroleum on the first magnetite production from FMG’s Iron Bridge Project.

The Minister for Mines and Petroleum on the 50<sup>th</sup> anniversary of BHP’s Nickel West smelter at Kalgoorlie.

The Minister for Transport on the Driving Access and Equity Program.

The Minister for Planning on the WACA Ground Improvement Project and the Community Aquatic Facility.

The Minister for Citizenship and Multicultural Interests on the 2023 Multicultural Eid Carnival.

The Minister for Youth on the Aboriginal Youth Empowerment Grants and the LGBTQIA+ Youth Empowerment Grants.

The Minister for Housing on the recent increase to income eligibility limits for social housing.

The Minister for Fisheries on the expansion of the Fish Aggregation Devices program.

The Minister for Child Protection on the rededication of the Unfolding Lives memorial sculpture.

#### **4. Grievances**

The Deputy Speaker called for grievances which were then made.

#### **5. Variation to the Order of Business**

Ordered, That Bills Notices of Motion Nos 1 and 2 be postponed to a later stage of the sitting.

#### **6. Workers Compensation and Injury Management Bill 2023**

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

#### *CONSIDERATION IN DETAIL*

Clauses 179 to 199 agreed to.

Clause 200.

The Minister for Industrial Relations moved,

Page 156, line 13 — To delete “relative” and substitute:

dependant

Amendment put and passed.

Clause 200, as amended, agreed to.

Clauses 201 to 207 agreed to.

Clause 208.

The Minister for Industrial Relations moved,

Page 163, lines 25 and 26 — To delete the lines.

Page 163, after line 28 — To insert:

**responsible officer**, in relation to the commission of an offence by a body corporate, means a person who is convicted of that offence in accordance with subsection (2).

Page 163, lines 29 to 33 and page 164, lines 1 to 13 — To delete the lines and insert:

- (2) The *Criminal Code* section 39 (which provides for the criminal liability of officers of a body corporate) applies to an offence under section 204 of this Act.

Page 164, line 15 — to insert after “offence”:

under section 204

Page 164, line 18 and 19 — To delete “whether or not the responsible officer has been convicted of the offence”.

Amendments put and passed.

Clause 208, as amended, agreed to.

Clauses 209 to 703 agreed to.

New Part 15 Division 3 Subdivision 17A.

The Minister for Industrial Relations moved,

Page 434, after line 15 — To insert:

**Subdivision 17A — *Workers Compensation and Injury Management Act 2023*  
amended**

**703A. Act amended**

This Subdivision amends the *Workers Compensation and Injury Management Act 2023*.

**703B. Section 66 amended**

- (1) In section 66(1) delete the definition of **registrar (MIARB)**.

- (2) In section 66(1) insert in alphabetical order:

**registrar (MIRT)** means the registrar of the Mental Impairment Review Tribunal established by the *Criminal Law (Mental Impairment) Act 2023*;

- (3) In section 66(5) delete “registrar (MIARB)” and insert:

registrar (MIRT)

New Part 15 Division 3 Subdivision 17A agreed to.

Clauses 704 to 706 agreed to.

Title agreed to.

Consideration in detail concluded.

The Minister for Industrial Relations moved, That the Bill be reconsidered in detail for the purpose only of considering the Minister for Industrial Relations' amendment to Clause 2 as listed on the Notice Paper.

Question put and passed.

### *RECONSIDERATION IN DETAIL*

Clause 2.

The Minister for Industrial Relations moved,

Page 2, after line 12 — To insert:

(ba) Part 15 Division 3 Subdivision 17A —

- (i) if the *Criminal Law (Mental Impairment) Act 2023* section 188 comes into operation on or before assent day — when section 66 of this Act comes into operation; or
- (ii) otherwise — when the *Criminal Law (Mental Impairment) Act 2023* section 188 comes into operation;

Amendment put and passed.

Clause 2, as amended, agreed to.

Reconsideration 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.

## **7. Workers Compensation and Injury Management Amendment Bill 2023**

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

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 Industrial Relations 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.

## **8. Main Roads Amendment Bill 2023**

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 (Mrs J.M.C. Stojkovski speaking) and adjourned until a later stage of the sitting.

## **9. Members' Statements**

The Acting Speaker called for members' statements which were then made.

**10. Speaker's Statement – Media Presence**

The Speaker advised that she had approved the presence of a television camera and photographers from 2.00 pm today to enable coverage of the presentation of the State budget.

**11. Economics and Industry Standing Committee – Extension of Reporting Date**

The Speaker advised that the Economics and Industry Standing Committee had extended its reporting date to the House on its inquiry into Western Australia's bilateral trade relationship with the Republic of Indonesia to 17 August 2023.

**12. Questions**

Questions without Notice were taken.

Questions on Notice Nos 792 to 814 were asked.

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

Ordered, That Bills Notices of Motion Nos 1 and 2 be next considered.

**14. Appropriation (Recurrent 2023-24) Bill 2023**

The Treasurer, pursuant to notice, moved,

That a bill for “An Act to grant supply and to appropriate and apply out of the Consolidated Account certain sums for the recurrent services and purposes of the year ending 30 June 2024.” be introduced and read a first time.

Question put and passed.

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

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

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

Question put and passed.

**15. Appropriation (Capital 2023-24) Bill 2023**

The Treasurer, pursuant to notice, moved,

That a bill for “An Act to grant supply and to appropriate and apply out of the Consolidated Account certain sums for the capital purposes of the year ending 30 June 2024.” be introduced and read a first time.

Question put and passed.

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

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

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**Papers**

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

By the Treasurer –

Budget 2023–2024 – Budget Paper No. 1: Budget Speech (1943).

Budget 2023–2024 – Budget Paper No. 2: Budget Statements Volume 1 (1944).

Budget 2023–2024 – Budget Paper No. 2: Budget Statements Volume 2 (1945).

Budget 2023–2024 – Budget Paper No. 3: Economic and Fiscal Outlook (1946).

Budget 2023–2024 – WA Budget Overview (1947).

Mr P.J. Rundle moved, That the debate be adjourned.  
Question put and passed.

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

Ordered, That consideration of Government Business Order of the Day No. 3 be resumed.

**17. Main Roads Amendment Bill 2023**

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.

Ordered, That the consideration in detail of the bill be made an Order of the Day for the next sitting of the Assembly.

**18. Adjournment**

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

Question put and passed.

The Assembly adjourned accordingly at 3.48 pm until Tuesday, 16 May 2023 at 1.00 pm.

*Members present during any part of the day's proceedings – All the members except Ms M. Beard and Ms L.A. Munday.*

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

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