

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 65

FIRST SESSION OF THE FORTIETH PARLIAMENT

TUESDAY, 15 MAY 2018

1. Meeting of Assembly

The Assembly met at 2.00 pm pursuant to adjournment.

The Speaker took the Chair.

An Acknowledgement of Country and Prayers were read.

2. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Premier on the recent tragedy in Margaret River.

The Minister for Transport on Aboriginal employment opportunities in the State's road construction and maintenance industry.

The Minister for Veterans Issues on 2018 ANZAC Day celebrations in Western Australia.

3. Questions

Questions without Notice were taken.

Questions on Notice Nos 3081 to 3097 were asked.

Questions on Notice Nos 2605, 2607 to 2610, 2612 to 2614, 2617, 2662, 2766, 2927, 2937, 2987, 2997, 3016, 3017, 3030 to 3035, 3037 and 3041 were answered.

Paper tabled by the Minister for Local Government; Heritage; Culture and the Arts –

Question on Notice No. 3034 – Table detailing dates and times of meetings of the Local Government Act 1995 Review Group (1340).

4. Messages from the Governor

Messages from His Excellency the Governor were reported recommending that appropriations be made for the purposes of the following bills –

Appropriation (Recurrent 2018–19) Bill 2018 (Message No. 7).

Appropriation (Capital 2018–19) Bill 2018 (Message No. 8).

Railway (METRONET) Bill 2018 (Message No. 9).

5. Petition

Community Resource Centres – Mr P.J. Rundle presented a petition from 61 persons requesting that the Legislative Assembly call upon the Premier Mark McGowan to ensure adequate funding to support the ongoing operation of all Community Resource Centres, without reducing service delivery (P. 85).

6. Papers

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

By the Clerk –

Civil Judgments Enforcement Act 2004 – Regulations (Civil Judgments Enforcement Amendment Regulations 2018 G.G. 08/05/2018) (1334).

Corruption and Crime Commission – Report into Inadequate Supervision of Prisoners Whilst in the Community (Received by the Clerk of the Legislative Assembly and deemed tabled on 11 May 2018) (1333).

Health Services Act 2016 – Orders (Health Services (Fees and Charges) Amendment Order (No. 3) 2018 G.G. 11/05/2018) (1335).

Health Services Act 2016 – Regulations (Health Services (Transitional - Transfer of Employees to PathWest) Regulations 2018 G.G. 11/05/2018) (1336).

Land Administration Act 1997 – Regulations (Land Administration (Land Management) Amendment Regulations 2018 G.G. 11/05/2018) (1337).

Local Government Act 1995 – Local Laws (City of South Perth Waste Amendment Local Law 2018 G.G. 11/05/2018) (1338).

Port Authorities Act 1999, Shipping and Pilotage Act 1967 – Regulations (Transport Regulations Amendment (Pilotage) Regulations 2018 G.G. 11/05/2018) (1339).

7. Notices of Motion

8. Matter of Public Interest – Royalties for Regions

The Speaker informed the Assembly that he was in receipt of a notice from Ms M.J. Davies that she intended to move a motion on a matter of public interest.

At least five members having risen in support,

Ms M.J. Davies moved,

That this House condemns the McGowan Labor Government for short-changing the people of regional WA by using Royalties for Regions to fund core government services at the expense of regional development.

Debate ensued.

Question put.

The Assembly divided.

Ayes (17)

Mr I.C. Blayney

Mr V.A. Catania

Ms M.J. Davies

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*)

Noes (36)

Ms L.L. Baker	Mr F.M. Logan	Mrs M.H. Roberts
Dr A.D. Buti	Mr M. McGowan	Ms C.M. Rowe
Mr J.N. Carey	Ms S.F. McGurk	Ms R. Saffioti
Mrs R.M.J. Clarke	Mr K.J.J. Michel	Ms A. Sanderson
Mr R.H. Cook	Mr S.A. Millman	Ms J.J. Shaw
Mr M.J. Folkard	Mr Y. Mubarakai	Mrs J.M.C. Stojkovski
Ms J.M. Freeman	Mr M.P. Murray	Mr C.J. Tallentire
Ms E.L. Hamilton	Mrs L.M. O'Malley	Mr D.A. Templeman
Mr T.J. Healy	Mr P. Papalia	Mr R.R. Whitby
Mr M. Hughes	Mr S.J. Price	Ms S.E. Winton
Mr W.J. Johnston	Mr D.T. Punch	Mr B.S. Wyatt
Mr D.J. Kelly	Ms M.M. Quirk	Mr D.R. Michael (<i>Teller</i>)

Question thus negated.

9. Speaker's Statement – Tabling Clerk's Advice

The Speaker tabled a letter of advice from the Clerk as to the privilege implications of the Commissioner of Police's request to be provided with all the evidence collected by the Procedure and Privileges Committee in its Inquiry into the former Member for Darling Range.

The Speaker further advised that he would seek clarification from the Commissioner of Police as to what criminal offences he is investigating and will advise the House of his response.

Paper

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

By the Speaker –

Speaker – Parliamentary Privilege Implications of a Request by the Commissioner of Police for Evidence in the Possession of the Procedure and Privileges Committee (1341).

10. Notices of Motion Lapsed

The Speaker advised that Private Members' Business Notices of Motion Nos 1 and 2 had lapsed and, unless the members indicated otherwise, would be removed from the Notice Paper.

11. Residential Tenancies Legislation Amendment (Family Violence) Bill 2018

The Minister for Prevention of Family and Domestic Violence, on behalf of the Minister for Commerce and Industrial Relations, pursuant to notice, moved,

That a bill for "An Act to amend the *Residential Tenancies Act 1987* and the *Residential Parks (Long-stay Tenants) Act 2006* to provide for termination of tenants' interests on the grounds of family violence, and for related matters." be introduced and read a first time.

Question put and passed.

The Minister for Prevention of Family and Domestic Violence presented an explanatory memorandum and bill read a first time.

The Minister for Prevention of Family and Domestic Violence moved, That the bill be now read a second time.

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

Question put and passed.

12. Variation to the Order of Business

Ordered, That Government Business Order of the Day No. 3 be next considered.

13. Terrorism (Extraordinary Powers) Amendment Bill 2018

The Order of the Day for the third reading of the bill having been read, the Minister for Police moved, That the bill be now read a third time.

Debate ensued.

Question put and passed.

Bill read a third time and forwarded to the Legislative Council for concurrence.

**14. Appropriation (Recurrent 2018–19) Bill 2018
Appropriation (Capital 2018–19) Bill 2018**

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

Urgent Bill

The Treasurer moved, That Appropriation (Recurrent 2018–19) Bill 2018 and Appropriation (Capital 2018–19) Bill 2018 be considered urgent bills.

Question put and passed.

Cognate Debate

Leave was granted to debate the Appropriation (Capital 2018–19) Bill 2018 in conjunction with the Appropriation (Recurrent 2018–19) Bill 2018.

Debate resumed.

Mr V.A. Catania moved, That the word “now” be deleted and the following words be added after the word “time”:

“

after funding for Moora Residential College, camp schools and other education cuts announced on 13 December 2017 are reversed.

”

Debate ensued.

Question put.

The Assembly divided.

Ayes (14)

Mr I.C. Blayney
Ms M.J. Davies
Dr D.J. Honey
Mr Z.R.F. Kirkup
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*)

Noes (34)

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 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
 Ms M.M. Quirk

Mrs M.H. Roberts
 Ms C.M. Rowe
 Ms J.J. Shaw
 Mrs J.M.C. Stojkovski
 Mr C.J. Tallentire
 Mr P.C. Tinley
 Mr R.R. Whitby
 Ms S.E. Winton
 Mr B.S. Wyatt
 Mr D.R. Michael (*Teller*)

Question thus negatived.

Debate resumed.

Mr D.R. Michael moved, That the debate be adjourned.

Question put and passed.

15. Pay-roll Tax Assessment Amendment (Exemption for Trainees) Bill 2018

Message No. 34 dated 15 May 2018 from the Legislative Council was reported agreeing to the bill without amendment.

16. Adjournment

Mr D.R. Michael moved, That the House do now adjourn.

Question put and passed.

The Assembly adjourned accordingly at 11.18 pm until Wednesday, 16 May 2018 at 12.00 noon.

Members present during any part of the day's proceedings – All the members except Ms J. Farrer.

KIRSTEN M. ROBINSON
 Clerk of the Legislative Assembly

HON. PETER WATSON
 Speaker of the Legislative Assembly