

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 46

FIRST SESSION OF THE FORTIETH PARLIAMENT

THURSDAY, 30 NOVEMBER 2017

1. Meeting of Assembly

The Assembly met at 9.00 am pursuant to adjournment.

The Speaker took the Chair.

Prayers were read.

2. Speaker's Statement – Media Presence

The Speaker advised members that he had approved the presence of photographers and television cameras in the Press Gallery and at the south entrance of the Chamber to enable the media to cover the statement by the Member for Darling Range.

3. Personal Explanation

Mr B. Urban made a personal explanation on the allegations raised about his past service and educational qualifications.

4. Speaker's Statement – Committee Resignations

The Speaker advised members that he had received a letter from the Member for Darling Range tendering his resignation from the Public Accounts Committee and the Joint Standing Committee on Audit.

5. Petitions

Community Resource Centres – Ms M.J. Davies presented a petition from 749 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. 50).

Community Resource Centres – Mr V.A. Catania presented a petition from 30 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. 51).

Housing in the City of Joondalup – Mr A. Krsticevic presented a petition from 713 persons requesting that the Legislative Assembly call upon the Minister to support the City of Joondalup to halt the progress of all multi-unit and group dwellings above R30 so that no approvals are granted until the WAPC has thoroughly consulted with the community and completed a review (P. 52).

Community Resource Centres – Mr P.J. Rundle presented a petition from 150 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. 53).

Murdoch Drive Connection – Mr P.C. Tinley presented a petition from 212 persons requesting the Legislative Assembly to set aside works and planning for the Murdoch Drive Connection and to engage independent transport experts to plan a fit-for-purpose system of integrated road treatments, public transport and parking options in the Murdoch Activity Zone and at Fiona Stanley Hospital (P. 54).

Community Resource Centres – Mr R.S. Love presented a petition from 240 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. 55).

6. Papers

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

By the Clerk –

Auditor General, Office of the – WA State Tourism Strategy 2020:
Report No. 24 November 2017 (1002).

Australian Crime Commission, Board of the – Chair Annual Report 2015–2016 (1003).

Criminal Investigation (Covert Powers) Act 2012 – Assumed Identities Annual
Report 2016–2017 for the Australian Criminal Intelligence Commission (1004).

Economic Regulation Authority – Final Report: The Efficient Costs and Tariffs of the Water
Corporation, Aqwest and Busselton Water, 10 November 2017 (1005).

Financial Management Act 2006 – Notice given under section 82 of the Act by the Treasurer;
Minister for Finance; Energy; Aboriginal Affairs in relation to Legislative Council Question
Without Notice C785 (1006).

Government of Western Australia – 2017–18 Quarterly Financial Results Report September
2017 (1007).

Parliamentary Commissioner for Administrative Investigations (Ombudsman) – A Report on
the Monitoring of the Infringement Notices Provisions of the Criminal Code Volume 1 (1009).

Parliamentary Commissioner for Administrative Investigations (Ombudsman) – A Report on
the Monitoring of the Infringement Notices Provisions of the Criminal Code Volume 2 (1010).

Parliamentary Commissioner for Administrative Investigations (Ombudsman) – A Report on
the Monitoring of the Infringement Notices Provisions of the Criminal Code Volume 3 (1011).

Parliamentary Commissioner for Administrative Investigations (Ombudsman) – A Report on
the Monitoring of the Infringement Notices Provisions of the Criminal Code Volume 4 (1012).

Parliamentary Commissioner for Administrative Investigations (Ombudsman) – A Report on
the Monitoring of the Infringement Notices Provisions of the Criminal Code Volume 5 (1013).

Parliamentary Commissioner for Administrative Investigations (Ombudsman) – Report under
section 158 of the Criminal Organisations Control Act 2012 for the Monitoring Period ended
1 November 2017 (1008).

7. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Premier on his recent official visit to China.

The Premier on his recent official visit to Japan.

The Minister for Health on the establishment of a Recovery College model for Western Australia.

The Minister for Small Business on assisting rehabilitation in prisons through teaching business skills.

Suspension of Standing Orders

The Premier, without notice, moved, That so much of the Standing Orders be suspended as is necessary to enable the following motion to be moved forthwith –

That this House requests the Procedure and Privileges Committee to consider and report back to the House by a date to be determined by the Committee itself whether there have been any breaches of privilege in relation to any statements made to the House by the Member for Darling Range.

Debate ensued.

Question put.

The Deputy Speaker having counted the House, and an absolute majority being present and there being no dissentient voice, declared the motion to be carried with the concurrence of an absolute majority of the whole number of members of the House.

Referral to the Procedure and Privileges Committee – Member for Darling Range

The Premier, pursuant to the foregoing motion, moved,

That this House requests the Procedure and Privileges Committee to consider and report back to the House by a date to be determined by the Committee itself whether there have been any breaches of privilege in relation to any statements made to the House by the Member for Darling Range.

Debate ensued.

Paper

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

By the Minister for Police –

Police, The Minister for – Western Australia Police Force Memorandum, Matters Pertaining to Former WA Police Force Officer, Mr Barry Urban MLA (1014).

Mrs L.M. Harvey moved, To add to the motion –

“

and whether the Member for Darling Range is a fit and proper person to serve as a member of the House, in light of the representations he has made, both inside and outside the Parliament, as to his career and qualifications.

”

Debate ensued.

Amendment put.

The Assembly divided.

Ayes (15)

Mr C.J. Barnett
Mr I.C. Blayney
Mr V.A. Catania
Ms M.J. Davies
Mrs L.M. Harvey

Mr Z.R.F. Kirkup
Mr A. Krsticevic
Mr R.S. Love
Mr W.R. Marmion
Mr J.E. McGrath

Dr M.D. Nahan
Mr D.C. Nalder
Mr K. O'Donnell
Mr P.J. Rundle
Ms L. Mettam (*Teller*)

Noes (38)

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

Amendment thus negatived.

Debate resumed.

Question put and passed.

The Minister for Child Protection on the WA Australian of the Year, Dr Tracy Westerman.

8. Grievances

The Speaker called for grievances which were then made.

9. Economics and Industry Standing Committee

Ms J.J. Shaw, as Chair, presented the following report which was ordered to lie upon the Table of the House –

Economics and Industry Standing Committee – Perceptions and Realities of Regional Airfare Prices in Western Australia, Report No. 2 (1015).

Economics and Industry Standing Committee – Perceptions and Realities of Regional Airfare Prices in Western Australia, Report No. 2, Submissions (1016).

Mr S.J. Price and, by leave, Mr V.A. Catania spoke on the report.

Debate interrupted by the Chair (Mr V.A. Catania speaking) and adjourned until a later stage of the sitting.

10. Members' Statements

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

11. Questions

Questions without Notice were taken.

Questions on Notice Nos 2362 to 2457 were asked.

Question on Notice No. 2262 was answered.

12. Unanswered Questions on Notice

The following members asked why no answer had been received in respect of their Questions on Notice –

Mr Z.R.F. Kirkup – Questions on Notice Nos 1153, 1171, 1188, 1213, 1230, 1259, 1276, 1370, 1387, 1404, 1421, 1439, 1470, 1487, 1504, 1533, 1548, 1604, 1630, 1639, 1640, 1641, 1781, 1798, 1811, 1816, 1831 to 1835, 1853, 1870, 1887, 1904, 1921, 1938, 1955, 1986, 2010, 2031, 2048, 2067, 2213, 2241, 2258, 2275, 2292 and 2309.

13. Papers

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

By the Clerk –

Financial Management Act 2006 – Notice given under section 82 of the Act by the Minister for Water regarding Legislative Council Question on Notice 145 (1017).

Land Administration Act 1997 – Proposal: Submission No. 7/2017 under Schedule 2 sections 14 (5) and (6) of the Act for the cancellation of class “B” Reserve 5576 (1018).

Minister for Tourism; Racing and Gaming; Small Business; Defence Issues; Citizenship and Multicultural Interests – Report of Official Travel to Honolulu, Hawaii 15 October to 21 October 2017 (1019).

Parliamentary Inspector of the Corruption and Crime Commission – Misconduct: Unauthorised Disclosure of Confidential Information (1020).

14. Economics and Industry Standing Committee

Economics and Industry Standing Committee – Perceptions and Realities of Regional Airfare Prices in Western Australia, Report No. 2.

Continuation of remarks by Mr V.A. Catania on the report.

15. Joint Standing Committee on Delegated Legislation

Ms E. Hamilton, as Chair, presented the following report which was ordered to lie upon the Table of the House –

Delegated Legislation, Joint Standing Committee on – Town of East Fremantle Plastic Bag Reduction Local Law 2017, Report 6 (1021).

16. Education and Health Standing Committee

Ms J.M. Freeman, as Chair, presented the following report which was ordered to lie upon the Table of the House –

Education and Health Standing Committee – Putting VET to the test: An assessment of the delivery of Vocational Education and Training in Schools, Report No. 3 (1022).

Education and Health Standing Committee – Putting VET to the test: An assessment of the delivery of Vocational Education and Training in Schools, Report No. 3, Submissions (1023).

Mr W.R. Marmion, Mr R.S. Love and Ms S.E. Winton spoke on the report.

17. Joint Standing Committee on the Corruption and Crime Commission

Ms M.M. Quirk, as Chair, presented the following report which was ordered to lie upon the Table of the House –

Corruption and Crime Commission, Joint Standing Committee on the – Parliamentary Inspector’s report on the issuing of notices by the Corruption and Crime Commission under s 42 of the Corruption, Crime and Misconduct Act, Report No. 6 (1024).

18. Joint Standing Committee on the Corruption and Crime Commission

Ms M.M. Quirk, as Chair, presented the following report which was ordered to lie upon the Table of the House –

Corruption and Crime Commission, Joint Standing Committee on the – Unfinished business: The Corruption and Crime Commission’s response to the Committee’s report on Dr Cunningham and Ms Atoms, Report No. 7 (1025).

Mr M. Hughes and, by leave, Mrs L.M. Harvey spoke on the report.

19. Appropriation (Recurrent 2010–11 to 2015–16) Supplementary Bill 2017
Appropriation (Capital 2010–11 to 2015–16) Supplementary Bill 2017

The Order of the Day for the resumption of the debate upon the second reading of the bills was read.
 Debate resumed.

Question put and passed.

Appropriation (Recurrent 2010–11 to 2015–16) Supplementary Bill 2017 read a second time.

Leave was granted to proceed forthwith to the third reading of the Appropriation (Recurrent 2010–11 to 2015–16) Supplementary Bill 2017.

The Treasurer 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.

20. Appropriation (Capital 2010–11 to 2015–16) Supplementary Bill 2017

The Order of the Day for 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 Treasurer 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.

21. Variation to the Order of Business

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

22. Address in Reply

The Order of the Day for the resumption of debate upon the Address in Reply to Her Excellency the Governor's speech was read.

Question put and passed.

23. Special Adjournment

The Leader of the House moved, That the House at its rising adjourn until a date and time to be fixed by the Speaker.

Debate ensued.

Question put 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 5.15 pm until a date and time to be fixed by the Speaker.

Members present during any part of the day's proceedings – All the members except Mr P.A. Katsambanis and Mr D.T. Redman.

KIRSTEN M. ROBINSON
Clerk of the Legislative Assembly

HON. PETER WATSON
Speaker of the Legislative Assembly