

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 139

FIRST SESSION OF THE FORTIETH PARLIAMENT

THURSDAY, 27 JUNE 2019

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 – Petition presented by the member for Southern River

The Speaker advised members that the petition presented to the House by the member for Southern River on 26 June 2019 contained several photocopied pages. Those pages were out of order and had been removed from the petition and the Clerk had revised the number of signatures to 56.

3. Papers

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

By the Speaker –

Western Australian Parliamentary Delegation – Report of the Parliamentary Delegation to Saskatchewan and British Columbia, Western Canada, April 2019 (2556).

By the Clerk –

Aqwest – Statement of Corporate Intent 2019–2020 (2557).

Busselton Water – Statement of Corporate Intent 2019–2020 (2558).

4. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Minister for Health on the Final Report of the Ministerial Expert Panel on Voluntary Assisted Dying Legislation.

Paper

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

By the Minister for Health –

Health, Minister for – Ministerial Expert Panel on Voluntary Assisted Dying, Final Report (2559).

The Minister for Health on a delegation to Israel, the United States and Canada.

Papers

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

By the Minister for Health –

Health, Minister for – Itinerary: Visit to the US and Canada (2560).

Health, Minister for – Itinerary: Visit to Israel (2561).

The Minister for Corrective Services on Hakea Prison and the establishment of the Hakea Risk Group.

The Minister for Local Government on the Report of the Inquiry into the City of Melville.

Paper

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

By the Minister for Local Government –

Local Government, Minister for – Report of the Inquiry into the City of Melville (2562).

The Minister for Heritage on the *Heritage Act 2018* and *Heritage Regulations 2019*.

The Minister for Citizenship and Multicultural Interests on the City of Stirling's Kaleidoscope Initiative.

The Minister for Science on the State STEM skills strategy.

5. Grievances

The Acting Speaker called for grievances which were then made.

6. Community Development and Justice Standing Committee

Mr P.A. Katsambanis, as Chair, presented the following report which was ordered to lie upon the Table of the House –

Community Development and Justice Standing Committee – Test and Re-Test: The Driver's Licence Roundabout, Report 6 (2563).

Mr M.J. Folkard and Mr Z.R.F. Kirkup spoke on the report.

7. 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 'a saga of persistence', Report 11 (2564).

8. Public Accounts Committee

Dr A.D. Buti, as Chair, presented the following report which was ordered to lie upon the Table of the House –

Public Accounts Committee – Report on investigative travel to London and Edinburgh, Report 10 (2565).

9. Public Accounts Committee

Dr A.D. Buti, as Chair, presented the following report which was ordered to lie upon the Table of the House –

Public Accounts Committee – Budget Briefing 2019–20, Report 11 (2566).

Mr S.A. Millman and Mr D.C. Nalder spoke on the report.

10. Joint Standing Committee on Delegated Legislation

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

Delegated Legislation, Joint Standing Committee on – City of Rockingham Bush Fire Control and Bush Fire Brigades Amendment Local Law 2018, Report 16 (2567).

11. Variation to the Order of Business

Ordered, That Business of the Assembly Order of the Day No. 1 be postponed to the next sitting of the Assembly.

12. Metropolitan Region Scheme (Beeliar Wetlands) Bill 2018

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

CONSIDERATION IN DETAIL

Clause 2.

Suspension of Standing Orders

Mrs L.M. Harvey, 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 –

- (1) notes the Premier was conveniently unaware of three controversial major issues of State significance, namely:
 - (a) EPA greenhouse gas emissions guidelines – a policy that will potentially cost tens of billions of dollars and risk tens of thousands of jobs;
 - (b) the \$206 million Huawei Metronet contract – a contract with a company accused of spying and a matter of national security; and
 - (c) one of two tunnel-boring machines had broken down on the Forrestfield Airport Line while the Premier was leading a major media tour; and
- (2) calls on the Premier to explain how he was unaware of such important matters given his personal staff had been briefed in advance:
 - (a) was it because his mismanagement of his personal staff has led to a dysfunctional office of the Premier of Western Australia; or
 - (b) is the Premier misleading the Parliament and being fundamentally dishonest with the people of Western Australia?

The Leader of the House moved, To add to the motion –

“

, subject to the debate being limited to 15 minutes for government members and 15 minutes for non-government members.

”.

Amendment put and passed.

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

Question put.

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

Premier of Western Australia

Mrs L.M. Harvey, pursuant to the foregoing motion, moved,

That this House –

- (1) notes the Premier was conveniently unaware of three controversial major issues of State significance, namely:
 - (a) EPA greenhouse gas emissions guidelines – a policy that will potentially cost tens of billions of dollars and risk tens of thousands of jobs;
 - (b) the \$206 million Huawei Metronet contract – a contract with a company accused of spying and a matter of national security; and
 - (c) one of two tunnel-boring machines had broken down on the Forrestfield Airport Line while the Premier was leading a major media tour; and
- (2) calls on the Premier to explain how he was unaware of such important matters given his personal staff had been briefed in advance:
 - (a) was it because his mismanagement of his personal staff has led to a dysfunctional office of the Premier of Western Australia; or
 - (b) is the Premier misleading the Parliament and being fundamentally dishonest with the people of Western Australia?

Debate ensued.

Question put.

The Assembly divided.

Ayes (17)

Mr I.C. Blayney
Ms M.J. Davies
Mrs L.M. Harvey
Mrs A.K. Hayden
Dr D.J. Honey
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 (37)

Ms L.L. Baker
Dr A.D. Buti
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
Ms M.M. Quirk
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*)

Question thus negatived.

Clause 2.

Mrs L.M. Harvey moved,
Page 2, before line 5 – To insert:

“

- (1) Notwithstanding anything in this Act, this Act comes into operation only if and when the Government of the day commits funding to the construction of the Outer Harbour.

”.

Debate interrupted by the Chair and adjourned until a later stage of the sitting.

13. Members' Statements

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

14. Questions

Questions without Notice were taken.

Questions on Notice Nos 5265 to 5273 were asked.

Question on Notice No. 5154 was answered.

Paper tabled by the Minister for Fisheries –

Question on Notice No. 5154 – Department of Industries and Regional Development – Business Case for Geraldton Aquaculture Nursery (2568).

15. Variation to the Order of Business

Ordered, That Government Business Order of the Day No. 2 be next considered.

16. Wittenoom Closure Bill 2019

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

Debate resumed.

The Leader of the House moved, That the debate be adjourned.

Question put and passed.

17. Local Government Legislation Amendment Bill 2019

Message No. 88 dated 27 June 2019 from the Legislative Council was reported as follows –

The Legislative Council acquaints the Legislative Assembly that it has agreed to the *Local Government Legislation Amendment Bill 2019* subject to the amendments contained in the Schedule annexed; in which amendments the Legislative Council desires the concurrence of the Legislative Assembly.

Schedule indicating the amendments made by the Legislative Council in the Local Government Legislation Amendment Bill 2019.

No. 1

Clause 5, page 3, lines 11 to 13 — To delete “be given in accordance with the requirements prescribed for the purposes of this section.” and insert:

be —

- (a) published on the official website of the local government concerned in accordance with the regulations; and
- (b) given in at least 3 of the ways prescribed for the purposes of this section.

No. 2

Clause 5, page 3, line 17 — To insert after “in accordance with”:

section 1.7(a) and (b) and

No. 3

Clause 21, page 8, lines 27 and 28 — To delete the clause

No. 4

Clause 23, page 9, lines 15 to 29 — To delete the clause

No. 5

Clause 25, page 12, lines 4 to 9 — To delete the clause

Ordered, That consideration in detail of Legislative Council Message No. 88 be considered in detail forthwith.

CONSIDERATION IN DETAIL

The Minister for Local Government moved, That amendment No. 1 be agreed to.

Amendment agreed to.

The Minister for Local Government moved, That amendment No. 2 be agreed to.

Amendment agreed to.

The Minister for Local Government moved, That amendments Nos 3, 4 and 5 be agreed to.

Amendments agreed to.

Consideration in detail concluded and the Legislative Council acquainted accordingly.

18. Bail Amendment (Persons Linked to Terrorism) Bill 2018

Message No. 89 dated 27 June 2019 from the Legislative Council was reported acquainting the Legislative Assembly that it does not insist upon its amendment No. 1, and has agreed to Legislative Assembly substitute amendment No. 1 from Legislative Assembly Message No. 124.

19. Special Adjournment

The Leader of the House moved, That the House at its rising adjourn until Tuesday, 6 August 2019 at 2.00 pm.

Question put and passed.

20. Adjournment

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

Question put and passed.

The Assembly adjourned accordingly at 4.26 pm until Tuesday, 6 August 2019 at 2.00 pm.

Members present during any part of the day's proceedings – All the members except Mr V.A. Catania, Mr J.R. Quigley and Mrs M.H. Roberts.

KIRSTEN M. ROBINSON
Clerk of the Legislative Assembly

HON. PETER WATSON
Speaker of the Legislative Assembly