

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

No. 198

FIRST SESSION OF THE FORTY-FIRST PARLIAMENT

TUESDAY, 17 SEPTEMBER 2024

1. Meeting of Assembly

The Assembly met at 1.00 pm pursuant to adjournment.

The Deputy Speaker took the Chair.

An Acknowledgement of Country and Prayers were read.

2. Speaker's Statement – Absence of the Speaker

The Deputy Speaker advised that the Speaker was unable to attend the House today. As such, he advised that he would not vote in divisions today unless there was a need for a casting vote.

3. Speaker's Statement – Visiting staff member from Northern Territory Parliament

The Deputy Speaker advised that the Parliament was this week hosting Klarin Sivyer, the Acting Deputy Clerk of the Northern Territory Legislative Assembly.

4. Papers

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

By the Clerk –

Agricultural Produce Commission – Annual Report 2023–2024 (3103).

Corruption and Crime Commission – Review of a Public Transport Authority Use of Force Incident, 17 September 2024 (3104).

Country Housing Authority – Annual Report 2023–2024 (3105).

Forest Products Commission – Annual Report 2023–2024 (3106).

Government Employees Superannuation Board – Annual Report 2023–2024 (3107).

Healthway – Annual Report 2023–2024 (3108).

Insurance Commission of Western Australia – Annual Report 2023–2024 (3109).

Landgate – Statement of Corporate Intent 2024–2025 (3110).

Local Government Act 1995 – Local Laws (Town of Cottesloe Parking and Parking Facilities Amendment Local Law 2024 G.G. 13/09/2024) (3111).

Local Health Authorities Analytical Committee – Annual Report 2023–2024 (3112).

Main Roads Western Australia – Annual Report 2023–2024 (3113).
Mental Health Tribunal – Annual Report 2023–2024 (3114).
Parliamentary Inspector of the Corruption and Crime Commission – Annual Report 2023–2024 (3115).
Postgraduate Medical Council of Western Australia – Annual Report 2023–2024 (3116).
Quadriplegic Centre – Annual Report 2023–2024 (3117).
Queen Elizabeth II Medical Centre Trust – Annual Report 2023–2024 (3118).
Tourism Western Australia – Annual Report 2023–2024 (3119).
Western Australian Coastal Shipping Commission – Annual Report 2023–2024 (3120).
Western Australian Reproductive Technology Council – Annual Report 2023–2024 (3121).
Western Australian Treasury Corporation – Annual Report 2023–2024 (3122).

5. Notices of Motion

6. Collie Coal (Griffin) Agreement Amendment Bill 2024

Message No. 152 dated 12 September 2024 from the Legislative Council was reported agreeing to the bill without amendment.

7. Brief Ministerial Statements

Brief Ministerial Statements were made by –

The Attorney General on the Legal Profession Uniform Law Scheme.

The Attorney General on the Dandjoo Bidi-Ak Court in the Perth Children’s Court.

The Minister for Education on the free VacSwim summer program lessons and venue entry for Western Australian children.

The Minister for Planning on the changes to local government decision making for single houses and simple residential projects.

8. Births, Deaths and Marriages Registration Amendment (Sex or Gender Changes) Bill 2024

The Order of the Day for the consideration in detail of Legislative Council Message No. 150 was read.

The Message was as follows –

The Legislative Council acquaints the Legislative Assembly that it has agreed to the *Births, Deaths and Marriages Registration Amendment (Sex or Gender Changes) Bill 2024* 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 Births, Deaths and Marriages Registration Amendment (Sex or Gender Changes) Bill 2024

No. 1

Clause 27, page 37, line 6 — To delete “obligations;” and insert:

obligations, having regard to the person's circumstances;

No. 2

Clause 45, page 46, line 22 to page 47, line 10 — To delete the clause.

CONSIDERATION IN DETAIL

The Attorney General moved, That amendment No. 1 be agreed to.

Amendment agreed to.

The Attorney General moved, That amendment No. 2 be agreed to.

Amendment agreed to.

Consideration in detail concluded and the Legislative Council acquainted accordingly.

9. Towing Services Bill 2024

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

CONSIDERATION IN DETAIL

Clauses 1 to 9 agreed to.

Clause 10.

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

10. Questions

Questions without Notice were taken.

Question on Notice Nos 1246 and 1250 to 1254 were answered.

11. Speaker's Statement – Annual Returns Reminder

The Deputy Speaker reminded members that annual returns are due to be completed and provided to the Clerk by the 30 September 2024.

12. Speaker's Statement – Dinner Break

The Deputy Speaker advised that the House is required to sit beyond 7.00 pm tonight and there will be a short dinner break from 6.00 pm to 6.30 pm.

13. Removal of Order of the Day

The Deputy Speaker advised that Private Members' Business Order of the Day, Prioritising Student Needs in the WA Education System, had not been debated for more than 12 calendar months and had been removed from the Notice Paper.

14. Matter of Public Interest – Biosecurity

The Deputy Speaker informed the Assembly that he was in receipt of a notice from Mr P.J. Rundle that he intended to move a motion on a matter of public interest.

At least five members having risen in support,

Mr P.J. Rundle moved,

This House condemns the Cook Labor Government for failing to take seriously our State's biosecurity, as demonstrated in the ongoing spread of Polyphagous shot-hole borer, the threat of tomato brown rugose fruit virus and total lack of awareness of the great risk Federal Labor's changes to WA's border patrol boats pose.

Debate ensued.

Question put.

The Assembly divided.

Ayes (5)

Dr D.J. Honey
Mr R.S. Love

Ms L. Mettam
Mr P.J. Rundle

Ms M.J. Davies (*Teller*)

Noes (40)

Mr G. Baker
Ms L.L. Baker
Ms H.M. Beazley
Dr A.D. Buti
Mr J.N. Carey
Mrs R.M.J. Clarke
Ms C.M. Collins
Mr R.H. Cook
Ms D.G. D'Anna
Ms E.L. Hamilton
Ms M.J. Hammat
Ms J.L. Hanns
Mr T.J. Healy
Mr H.T. Jones

Mr D.J. Kelly
Ms A.E. Kent
Mr P. Lilburne
Ms S.F. McGurk
Mr D.R. Michael
Mr S.A. Millman
Mr Y. Mubarakai
Ms L.A. Munday
Mrs L.M. O'Malley
Mr P. Papalia
Mr D.T. Punch
Mr J.R. Quigley
Ms M.M. Quirk
Ms R. Saffioti

Ms A. Sanderson
Ms J.J. Shaw
Ms R.S. Stephens
Mrs J.M.C. Stojkovski
Dr K. Stratton
Mr C.J. Tallentire
Mr D.A. Templeman
Mr P.C. Tinley
Ms C.M. Tonkin
Mr R.R. Whitby
Ms S.E. Winton
Ms C.M. Rowe (*Teller*)

Question thus negatived.

15. Variation to the Order of Business

Ordered, That consideration of Government Business Order of the Day No. 2 be resumed.

16. Civil Liability Amendment (Provisional Damages for Dust Diseases) Bill 2024

Message No. 153 dated 17 September 2024 from the Legislative Council was reported agreeing to the bill without amendment.

17. Towing Services Bill 2024

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

CONSIDERATION IN DETAIL

Clauses 10 to 177 agreed to.

Title agreed to.

Consideration in detail concluded.

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

The Minister Assisting the Minister for Transport 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.

18. Variation to the Order of Business

Ordered, That Government Business Order of the Day No. 4 be next considered.

19. Community Protection (Offender Reporting) Amendment Bill 2024

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

Clauses 1 to 50 agreed to.

Clause 51.

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

Question put and passed.

20. Message from the Governor

Message No. 28 from His Excellency the Governor was reported assenting to the following bills –

Family Violence Legislation Reform Bill 2024, Act No. 28 of 2024.

Criminal Code Amendment (Prohibition on Display of Nazi Symbols or Gesture) Bill 2024, Act No. 29 of 2024.

Collie Coal (Griffin) Agreement Amendment Bill 2024, Act No. 30 of 2024.

21. Adjournment

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

Question put and passed.

The Assembly adjourned accordingly at 12.12 am until Wednesday, 18 September 2024 at 12.00 noon.

Members present during any part of the day's proceedings – All the members except Ms M. Beard, Ms L. Dalton, Mr M.J. Folkard, Ms K.E. Giddens, Mr M. Hughes, Mr W.J. Johnston, Ms E.J. Kelsbie, Mrs M.R. Marshall, Mr K.J.J. Michel and Mrs M.H. Roberts.

MATHEW BATES
Clerk of the Legislative Assembly

HON. MICHELLE H. ROBERTS
Speaker of the Legislative Assembly